

MUNICIPAL COURT
FILED

FEB 04 2020

MARION, OHIO

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO

IN RE: APPOINTMENT OF	:	CASE NO.: CRB 19 03052AB
SPECIAL PROSECUTOR FOR	:	
THE CITY LAW DIRECTOR AND	:	JUDGE JAMES RAPP
CITY OF MARION, OHIO	:	
	:	JUDGMENT ENTRY

This matter came to be heard on the written application of the Marion City Law Director, who requested the appointment of a special prosecutor to present the State's case in the above entitled cause, investigate and conduct all necessary activities related to the duties of a prosecutor as to certain campaign procedures and campaign practices related to the November 2019 general election during the months of October and November 2019.

For good cause shown the Court finds it is necessary and will serve to avoid the appearance of conflict of interest as the parties conduct the work of each Office on behalf of the citizens of the City of Marion, Ohio. Appointment of a special prosecutor will ensure the appearance of fairness and impartiality required of all parties. Further, it is in the public interest to appoint a special prosecutor for the purposes of presenting the State's case in the above entitled cause, investigating and conducting all necessary activities related to the duties of a prosecutor as to certain campaign procedures and campaign practices related to the November 2019 general election during the months of October and November 2019.

It is therefore, ORDERED, ADJUDGED AND DECREED that the Honorable Terry Hord is hereby APPOINTED by this Court through its inherent powers (See State, ex rel. Thomas v. Henderson,) (1931), 123 Ohio St. 474 to be a Special Prosecuting Attorney for the Office of the Marion City Law Director. The Special Prosecuting Attorney shall have all powers and responsibilities needed to investigate, present State's case, prosecute through the completion of trial, any criminal charges arising from misconduct committed by candidates, campaign workers, or party office holders for the period of October and November 2019. The Special

Prosecuting Attorney shall be compensated at the rate of \$ 100.00 per hour. Total compensation shall not exceed Three Thousand Dollars (\$3,000.00) in this case. However, no mileage or travel expenses shall be reimbursed. The Special Prosecuting Attorney shall have access to the secretarial resources of the Marion City Law Director's Office, as he deems appropriate. This appointment shall continue until the Special Prosecuting Attorney issues a report to this Court indicating that the investigation is complete and all criminal charges have been prosecuted through the end of any trial(s) that may occur. In no event shall this appointment continue, without an extension from this Court, beyond August 1, 2020. The Special Prosecuting Attorney shall submit to this Court, in writing, his statement of billing for professional services rendered at least once every two (2) months. The first statement of billing shall be submitted no later than sixty (60) days after the filing of this Entry.



Judge James Rapp

cc: Law Director
Atty. Todd Anderson
Special Prosecutor Hord

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO IN

RE: APPOINTMENT OF
SPECIAL PROSECUTOR FOR
THE CITY LAW DIRECTOR AND
CITY OF MARION, OHIO

Case No. CRB 1903052 AB

ACCEPTANCE

STATE OF OHIO

COUNTY OF MARION

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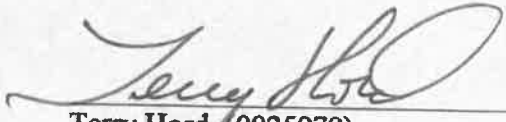
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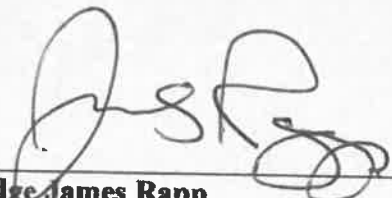
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MARION, OHIO

Now comes Terry Hord, who advised of the Judgment Entry entered by this Court appointing the undersigned as Special Prosecuting Attorney for the Marion City Law Director and the City of Marion, to investigate and prosecute matters referred to in said Judgment Entry, and does hereby accept the appointment as Special Prosecuting Attorney for the Marion City Law Director and the City of Marion in accordance with the Orders of this Court.


Terry Hord (0025979)

Sworn to before me and subscribed in my presence this 4th day of February, 2020.


Judge James Rapp

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO IN
RE: APPOINTMENT OF
SPECIAL PROSECUTOR FOR
THE CITY LAW DIRECTOR AND
CITY OF MARION, OHIO

Case No. CRB 1903052 AB

OATH

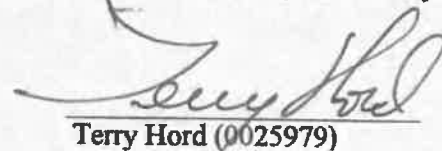
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MARION, OHIO

STATE OF OHIO)
COUNTY OF MARION)

I do solemnly swear or affirm that I will support the Constitution of the United States of America and the Constitution of the State of Ohio, and that I will faithfully discharge the duties of the office of Special Prosecuting Attorney to which I have been appointed and, otherwise, according to the best of my ability, promote the interest of the State, so far as the same may be lawfully in my power.


Terry Hord (0025979)

Sworn to before me and subscribed in my presence this 4th day of February, 2020.


Judge James Rapp

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MARION, OHIO

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO

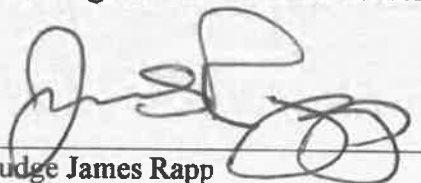
IN RE: APPOINTMENT OF : **CASE NO.: CRB 19 03051**
SPECIAL PROSECUTOR FOR :
THE CITY LAW DIRECTOR AND : **JUDGE JAMES RAPP**
CITY OF MARION, OHIO :
: **JUDGMENT ENTRY**

This matter came to be heard on the written application of the Marion City Law Director, who requested the appointment of a special prosecutor to present the State's case in the above entitled cause, investigate and conduct all necessary activities related to the duties of a prosecutor as to certain campaign procedures and campaign practices related to the November 2019 general election during the months of October and November 2019.

For good cause shown the Court finds it is necessary and will serve prosecutorial / judicial efficiencies given the simultaneous request made in the companion case of *State vs. Robert Landon III*, and the need therein to avoid the appearance of conflict of interest as the parties conduct the work of each Office on behalf of the citizens of the City of Marion, Ohio. Appointment of a special prosecutor will ensure the appearance of fairness and impartiality required of all parties. Further, it is in the public interest to appoint a special prosecutor for the purposes of presenting the State's case in the above entitled cause, investigating and conducting all necessary activities related to the duties of a prosecutor as to certain campaign procedures and campaign practices related to the November 2019 general election during the months of October and November 2019.

It is therefore, ORDERED, ADJUDGED AND DECREED that the Honorable Terry Hord is hereby APPOINTED by this Court through its inherent powers (See State, ex rel. Thomas v. Henderson,) (1931), 123 Ohio St. 474 to be a Special Prosecuting Attorney for the Office of the Marion City Law Director. The Special Prosecuting Attorney shall have all powers and responsibilities needed to investigate, present State's case, prosecute through the completion of trial, any criminal charges arising from misconduct committed by candidates, campaign workers, or party office holders for the period of October and November 2019. The Special Prosecuting Attorney shall be compensated at the rate of \$ 100.00 per hour. Total compensation

shall not exceed Three Thousand Dollars (\$3,000.00) in this case. However, no mileage or travel expenses shall be reimbursed. The Special Prosecuting Attorney shall have access to the secretarial resources of the Marion City Law Director's Office, as he deems appropriate. This appointment shall continue until the Special Prosecuting Attorney issues a report to this Court indicating that the investigation is complete and all criminal charges have been prosecuted through the end of any trial(s) that may occur. In no event shall this appointment continue, without an extension from this Court, beyond August 1, 2020. The Special Prosecuting Attorney shall submit to this Court, in writing, his statement of billing for professional services rendered at least once every two (2) months. The first statement of billing shall be submitted no later than sixty (60) days after the filing of this Entry.


Judge James Rapp

cc: Law Director
Atty. Ryan C. Spitzer
Special Prosecutor Hord

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO IN

RE: APPOINTMENT OF
SPECIAL PROSECUTOR FOR
THE CITY LAW DIRECTOR AND
CITY OF MARION, OHIO

Case No. CRB 1903051

ACCEPTANCE

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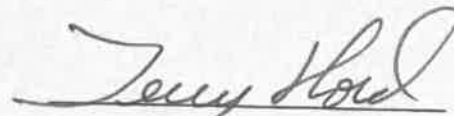
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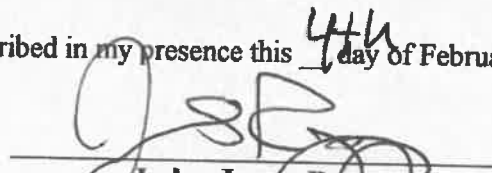
STATE OF OHIO)
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COUNTY OF MARION)

SS

Now comes Terry Hord, who advised of the Judgment Entry entered by this Court appointing the undersigned as Special Prosecuting Attorney for the Marion City Law Director and the City of Marion, to investigate and prosecute matters referred to in said Judgment Entry, and does hereby accept the appointment as Special Prosecuting Attorney for the Marion City Law Director and the City of Marion in accordance with the Orders of this Court.


Terry Hord (0025979)

Sworn to before me and subscribed in my presence this 4th day of February, 2020.


Judge James Rapp

IN THE MUNICIPAL COURT FOR MARION COUNTY, OHIO IN
RE: APPOINTMENT OF
SPECIAL PROSECUTOR FOR
THE CITY LAW DIRECTOR AND
CITY OF MARION, OHIO

Case No. CRB 1903051

OATH

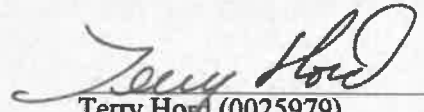
STATE OF OHIO

COUNTY OF MARION

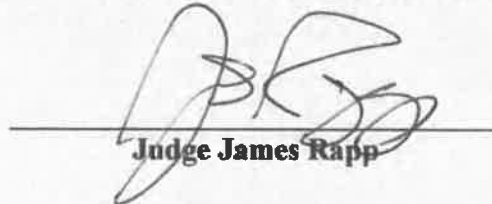
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I do solemnly swear that I will support the Constitution of the United States of America and the Constitution of the State of Ohio, and that I will faithfully discharge the duties of the office of Special Prosecuting Attorney to which I have been appointed and, otherwise, according to the best of my ability, promote the interest of the State, so far as the same may be lawfully in my power.


Terry Hord (0025979)

Sworn to before me and subscribed in my presence this 4th day of February, 2020.


Judge James Rapp