

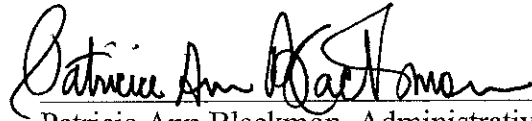
STATE OF OHIO)
) SS.
COUNTY OF CUYAHOGA)

IN THE COURT OF APPEALS
OF OHIO, EIGHTH DISTRICT

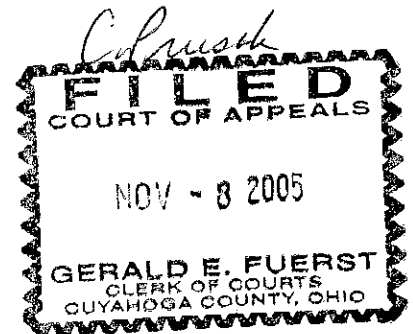
JOURNAL ENTRY

IT IS HEREBY ORDERED that the Cuyahoga County Sheriff shall enforce the **Security Policy and Procedures Plan** as amended on November 9, 2005 by the Eighth District Court of Appeals, the Cuyahoga County Domestic Relations Court, and the Cuyahoga County Probate Court.

A copy of the amended **Security Policy and Procedures Plan** is attached.



Patricia Ann Blackmon, Administrative Judge
Court of Appeals of Ohio
Eighth Appellate District



**EIGHTH DISTRICT COURT OF APPEALS
CUYAHOGA COUNTY COURT OF COMMON PLEAS, DOMESTIC RELATIONS DIVISION
CUYAHOGA COUNTY COURT OF COMMON PLEAS, PROBATE DIVISION**

SECURITY POLICY AND PROCEDURES PLAN

*Adopted June 29, 1995
Amended November 9, 2005*

I. PURPOSE OF SECURITY POLICY AND PROCEDURES PLAN

The following Security Policy and Procedures Plan is adopted by the Eighth District Court of Appeals, the Cuyahoga County Court of Common Pleas, Domestic Relations Division, and the Cuyahoga Probate County Court of Common Pleas, Probate Division, in order to protect each Court, the employees of each Court, and the public - including litigants, witnesses and others having business with any Court.

II. PRIMARY RESPONSIBILITY FOR SECURITY AND ENFORCEMENT

The primary responsibility for internal security and enforcement of the Security Policy and Procedures Plan rests with the Cuyahoga County Sheriff ("Sheriff").

III. SCREENING OF PERSONS ENTERING COURT HOUSE

All persons, with the exception of Judges and Court personnel, employees of the Cuyahoga County Department of Central Services, and employees of the Cleveland Law Library Association, shall pass through a magnetometer before entering the Cuyahoga County Court House ("Court House") located at 1 Lakeside Avenue, Cleveland, Ohio.

Judges and court personnel, employees of the Cuyahoga County Department of Central Services, and employees of the Cleveland Law Library Association, shall be exempt from passing through the magnetometer and additional screening processes upon the display of an identification card as issued by the Cuyahoga County Central Services.

Any attorney not employed by the Eighth District Court of Appeals, the Cuyahoga County Court of Common Pleas, Domestic Relations Division, or the Cuyahoga County Court of Common Pleas, Probate Division, that enters the Court House, shall be screened by the Sheriff regardless of the possession on an "Attorney Identification Card" as issued by the Cuyahoga County Court of Common Pleas or any other governmental entity.

The following terms and conditions shall guide the Sheriff:

- 1) If the magnetometer registers when a person passes through it, such person shall be informed that they may leave the Court House without any further search or questions, or empty their pockets and pass through the magnetometer a second time.
- 2) If the magnetometer registers again, such person shall be denied access to the Court House unless they consent to a more extensive detector search with a hand-held detector.
- 3) Such search will be limited and not be more intrusive than necessary to prevent persons from entering the Court House carrying concealed weapons or exposed weapons, but nevertheless reasonably effective to discover those weapons the search is designed to detect.
- 4) All packages, briefcase, pocketbooks or other items carried by a person must be offered for inspection or x-ray or both, but the Sheriff is directed to inspect only those briefcases and parcels in which prohibited items could be concealed. Any unprohibited items discovered during this administrative search shall be immediately returned, as such items exceed the scope of this search.
- 5) Any person that fails to pass the screening process as implemented by the Sheriff shall be informed that he or she will be denied access to the Court House and any unauthorized entry into the Court House will subject that person to charges of criminal trespass and contempt.
- 6) No person shall enter the Cuyahoga County Court House carrying on or about his or her person or ready at hand, concealed or exposed, any of the following:
 - A. explosive device as defined by R.C. 2923.11 (H);
 - B. dangerous ordnance as defined by R.C. 2923.11 (K);
 - C. knife or scissors with a blade(s) of three or more inches;
 - D. switch-blade knife of any length;
 - E. straight razor;

- F. any instrument which is designated or specially adapted as a weapon or carried, possessed, or used as a weapon.

IV. FIREARMS WITHIN THE CUYAHOGA COUNTY COURT HOUSE

No person, including a judge of a court of record of this state, magistrate of a court of record of this state, employee of this court, bailiff or deputy bailiff of a court of record of this state, county prosecutor, assistant county prosecutor, or a secret service officer appointed by a county prosecutor shall knowingly possess, have under their control, convey, or attempt to convey a deadly weapon, firearm, or dangerous ordnance onto the premises of the Court House.

Any person that possesses a valid license to carry a concealed firearm as issued under R.C. 2923.125 or the reciprocity provision contained in R.C. 109.69, and conveys or attempts to convey a firearm into the Court House, shall immediately inform the Sheriff of the individual's possession of a concealed firearm and shall be instructed by the Sheriff of the general prohibition against the possession of any deadly weapon, firearm, or dangerous ordnance within the Court House. The Sheriff shall not take possession of any firearm carried by a properly licensed person, but shall require that the licensee leave the Court House and further instruct the licensee to safely secure the firearm outside the Court House. Admittance of the licensee shall be permitted once the firearm has been safely secured outside the Court House and the licensee passes the security screening procedure as contained in the "Security Policy and Procedures Manual/Plan" as implemented by this court on June 29, 1995.

A peace officer or an officer of any law enforcement agency of the State of Ohio or another state, a peace officer or an officer of a political subdivision of the State of Ohio or another state, or an officer or agent of the United States of America, who is authorized to carry a deadly weapon, firearm, or dangerous ordnance, who possesses or has under that individual's control a deadly weapon, firearm, or ordnance, and who is acting within the scope of that individual's duties at the time of possession or control, shall immediately inform the Sheriff of the possession of the deadly weapon, firearm, or ordnance and shall immediately surrender possession of the deadly weapon, firearm, or ordnance to the Sheriff prior to entering the Court House. The Sheriff shall secure the surrendered deadly weapon, firearm, or ordnance within the secured "gun lock boxes" located at the street level entrance and rear parking garage entrance to the Court House. The deadly weapon, firearm, or dangerous ordnance shall be returned to the

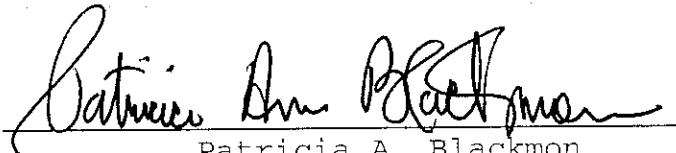
individual upon leaving the Court House. This Local Rule of Court is not applicable to the Sheriff, to Deputy Sheriffs, or to Cuyahoga County Central Services/Protective Services Officers while they are on official duty within the Court House.

V. EMERGENCY SITUATIONS WITHIN THE CUYAHOGA COUNTY COURT HOUSE

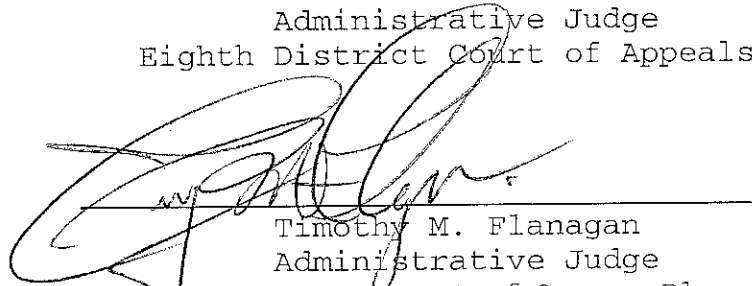
The Sheriff, or designee, shall have command authority during any incident which involves a hostage situation, an emergency situation (fire, bomb, disaster), or civil disturbance.

VI. COMPLIANCE WITH SUP.R. 9 OF THE RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

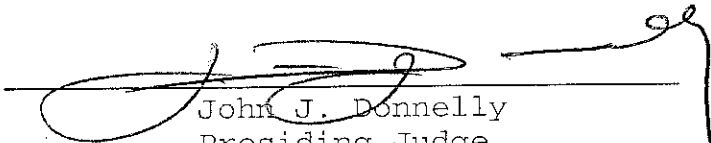
This Security Policy is hereby adopted pursuant to Rule 9 of the Rules of Superintendence for the Courts of Ohio, by the Eighth District Court of Appeals, the Cuyahoga County Court of Common Pleas, Domestic Relations Division, and the Cuyahoga County Court of Common Pleas, Probate Division.



Patricia A. Blackmon
Administrative Judge
Eighth District Court of Appeals



Timothy M. Flanagan
Administrative Judge
Cuyahoga County Court of Common Pleas
Domestic Relations Division



John J. Donnelly
Presiding Judge
Cuyahoga County Court of Common Pleas
Probate Division