

## Common Pleas & Appellate Courts Committee Meeting Minutes

Wednesday, June 23, 2010

11:45 am

In Attendance: *Jacquenette Corgan, Hon. Clair Dickinson, Paul E. Meyer, Chris Parker, Larry Scanlon, Al Schrader, Regina VanVorous, Mag. Michael Walsh, Bruce Wilson, Caroline Kirkner*

The committee discussed the recent **use of FEDEX for Service of Process by the Summit County Clerk's office**. Some concerns voiced by committee members include:

- 1) Will there be a rule change to allow the use of FedEx? (The Supreme Court of Ohio is unaware of any pilot programs involving the use of FedEx, and there have been no recent rule changes to allow anything aside from "Express Mail".)
- 2) FedEx doesn't always deliver to the person for whom the package is intended, but often times they are more concerned with simply delivering the package and obtaining a signature from anyone.
- 3) FedEx commonly uses a sub-contractor to actually deliver their packages, which means often times the deliveries are not supervised by FedEx.

The committee raised the following questions:

- 1) In what instances is FedEx used?
- 2) Is FedEx used in tandem with the USPS Certified mail service, or on its own?
- 3) If USPS certified mail is requested, will that request be honored?

The committee decided that a letter will be written to the Clerk of Courts, Dan Horrigan, asking for details of the Service of Process delivery and to discuss the committee's concerns. In addition, the committee should request an opinion letter from the Summit County Prosecutor's Office.

The committee was asked to nominate someone for the **Professionalism Award**. Al Schrader suggested Larry Scanlon for nomination, Chris Parker seconded the motion, and the committee voted and agreed that the Committee Chair, Larry Scanlon, should be nominated for the Professionalism Award. Larry Scanlon abstained from the vote.

Magistrate Walsh reported to the committee that **Electronic Filing** is being expanded to include Common Pleas in addition to Domestic Relations, therefore there will be a delay on the availability of electronic filing.

The committee will not meet unless needed during the months of July and August. Meeting notices will be sent out to all committee members to advise of the next meeting date.

The meeting was adjourned.