



Public Docket Information

STATE OF OHIO V/S ROGER N. MINCEY Case Number: **20CR103233**

Case Details

Type Of Action: Criminal
 Judge: Miraldi, Judge John
 Filed On: 10/1/2020

Parties

Name	Birth Date	Party	Address	Attorney(s)
STATE OF OHIO	N/A	P	LORAIN COUNTY PROSECUTOR'S OFFICE 225 COURT ST 3RD FLOOR ELYRIA, OHIO 44035	PROSECUTOR, LORAIN COUNTY LORAIN COUNTY JUSTICE CENTER 225 COURT ST 3RD FL ELYRIA, OHIO 44035
MINCEY, ROGER N.	03/07/85	D	, OHIO	STEPANIK, MICHAEL LAW OFFICE OF MICHAEL STEPANIK 520 BROADWAY AVE 1ST FL LORAIN, OHIO 44052

Open Balance Information

CASE BALANCE INFORMATION ON DOMESTIC RELATIONS CASE TYPES MAY NOT BE ACCURATE. PLEASE CALL THE FINANCE DEPARTMENT FOR MORE INFORMATION.

STATE OF OHIO	Open Balance: \$ 0.00
	Pending Payment: \$ 0.00
	Pending Balance: \$ 0.00

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MINCEY, ROGER N.	Open Balance: \$ 0.00 Pending Payment: \$ 0.00 Pending Balance: \$ 0.00	Pay Online
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This case/party is not currently eligible to pay online.

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☐ SERVICE	☐ RETURN	☐ Journal Entry
☐ (DCC)	☐ BOND	☐ WRIT
☐ ARRAIGNMENT	☐ FILING	☐ MISC
☐ SUBPOENA	☐ (JLM)	☐ (JRM)
☐ PLEA	☐ SENTENCING	☐ PLEA/WAIVE
☐ REPORT	☐ AGING	☐ COLLECTIONS
Filter		

Date	Type	Description
10/01/2020	INDICTMENT	INDICTMENT FILED. WARRANT TO ARREST W/COPY OF INDICTMENT ISSUED TO LORAIN COUNTY SHERIFF. INDICTMENT FOR: IMPROPERLY HANDLING FIREARMS IN A MOTOR VEHICLE - 2923.16(B) - F4; IMPROPERLY HANDLING FIREARMS IN A MOTOR VEHICLE - 2923.16(D)(2) - F5; OVI OF ALCOHOL, A DRUG OF ABUSE OR A COMBINATION OF THEM - 4511.19(A)(1)(a) - M1; OVI OF A LISTED CONTROLLED SUBSTANCE OR A LISTED METABOLITE OF A CONTROLLED SUBSTANCE - 4511.19(A)(1)(j)(viii) (II) - M1
11/02/2020	MOTION	MOTION TO REDUCE BOND FILED BY DEFT.
11/03/2020	SERVICE	CERTIFICATE OF SERVICE FILED.
11/03/2020	RETURN	SHERIFF'S RETURN - I ARRESTED DEFENDANT ON: 11/2/2020 PHIL R. STAMMITTI, SHERIFF
11/03/2020	Journal Entry	BOND IS HEREBY SET AT \$5,000.00 PERSONAL RECOGNIZANCE BOND; AND \$5,000.00 CASH BOND; PROVIDED FURTHER THAT AS AN ADDITIONAL REQUIREMENT OF BOND, DEFENDANT SHALL SUBMIT TO A DNA SPECIMEN COLLECTION PROCEDURE PURSUANT TO O.R.C. 2901.07 AND SHALL NOT BE RELEASED ON BOND UNTIL A SUITABLE DNA SPECIMEN HAS BEEN COLLECTED. SEE JRNL.

11/03/2020 (DCC)	DEFT'S MOTION TO REDUCE BOND IS HEREBY GRANTED. BOND IS HEREBY AMENDED TO \$15,000.00 PERSONAL.
11/03/2020 BOND	BOND POSTED: \$15,000 PERSONAL POSTED BY DEFT
11/03/2020 WRIT	WARRANT TO DISCHARGE ISSUED TO LORAIN COUNTY SHERIFF
11/05/2020 ARRAIGNMENT	DEFENDANT ARRAIGNED. WAIVED READING OF INDICTMENT, ENTERED PLEA OF NOT GUILTY. BOND CONTINUED. PRETRIAL SET FOR 11/23/2020 AT 8:30 AM. CASE ASSIGNED TO JUDGE JOHN MIRALDI. THE DEFENDANT HAS RETAINED ATTORNEY STEPANIK. SEE JRNL.
11/09/2020 FILING	DEMAND FOR DISCOVERY FILED BY DEFT.
11/17/2020 FILING	BILL OF PARTICULARS FILED BY STATE OF OHIO.
11/17/2020 FILING	DEMAND FOR DISCOVERY FILED BY STATE OF OHIO
11/17/2020 FILING	STATE'S RESPONSE TO DEFENDANT'S REQUEST FOR DISCOVERY FILED.
11/20/2020 FILING	SUPPLEMENTAL MOTION FOR DISCOVERY FILED BY DEFT
11/23/2020 Journal Entry	PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 12/21/2020 AT 8:30AM.
11/30/2020 MOTION	MOTION TO DISMISS FILED BY DEFT
11/30/2020 N/A	State of Ohio shall respond on or before 12/14/2020 to Defendant's Motion to Dismiss.
12/01/2020 N/A	Cost Bill Entry
12/14/2020 FILING	BRIEF IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS FILED BY STATE OF OHIO
12/18/2020 N/A	DEFENDANT'S MOTION TO DISMISS IS HEREBY DENIED
12/21/2020 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 2/8/2021 AT 8:30AM. SEE JRNL
12/22/2020 N/A	Cost Bill Entry
02/10/2021 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 4/12/2021 AT 8:30AM.
04/12/2021 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 5/10/2021 AT 8:30 A.M.
04/19/2021 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET SEQ. PRETRIAL HAD. AT THE DEFENDANT'S REQUEST, FINAL PRETRIAL SET FOR: 6/14/2021 AT 8:30 A.M. JURY TRIAL SET FOR 10/19/2021 AT 8:30 A.M. (20CR103233, 21CR104005).
04/23/2021 FILING	MOTION TO SUPPRESS FILED BY DEFT
05/06/2021 N/A	State of Ohio to respond on or before 05/19/2021 to Defendant's motion to suppress. Matter to be scheduled for hearing upon receipt of briefs.
05/07/2021 N/A	Cost Bill Entry

05/20/2021	N/A	State of Ohio granted leave until 06/02/2021 to respond to Defendant's Motion to Suppress.
05/21/2021	N/A	Cost Bill Entry
05/24/2021	MISC	NOTICE OF COMPLIANCE WITH DISCOVERY REQUEST FILED BY STATE OF OHIO
05/27/2021	FILING	SUPPLEMENTAL MOTION FOR DISCOVERY FILED BY DEFT
06/02/2021	FILING	STATE'S BRIEF IN OPPOSITION TO DEFT'S MOTION TO SUPPRESS FILED
06/11/2021	FILING	SUPPLEMENTAL RESPONSE TO REQUEST FOR DISCOVERY 1 FILED BY STATE.
06/14/2021	Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET SEQ. PRETRIAL HAD. AT THE DEFENDANT'S REQUEST, FURTHER PRETRIAL SET FOR: 7/26/2021 AT 8:30 A.M. JURY TRIAL SET FOR 10/19/2021 AT 8:30 A.M. (20CR103233, 21CR104005).
06/29/2021	N/A	MOTION TO SUPPRESS HEARING IS SCHEDULED ON 9/27/2021 AT 1:30 P.M.
06/30/2021	N/A	Cost Bill Entry
07/26/2021	Journal Entry	DEFENDANT PREVIOUSLY WAIVED STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET SEQ. THROUGH COUNSEL. PRETRIAL HAD. AT THE DEFENDANT'S REQUEST, FURTHER PRETRIAL SET FOR: 9/13/2021 AT 8:30 A.M. JURY TRIAL SET FOR 10/19/2021 AT 8:30 A.M. SUPPRESSION: 9/27/2021 AT 8:30 A.M.
09/15/2021	Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 10/18/2021 AT 8:30 A.M. MOTION TO SUPPRESS TO BE RESET; 9/27/2021 IS CANCELLED.
10/18/2021	Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 11/22/21 AT 8:30AM. STATUS ON DEFT'S LCCS RECORDS. SEE JOURNAL. (20CR103233, 21CR104055)
11/22/2021	Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 2/7/22 AT 1:30 P.M. MOTIONS SET FOR SAME DATE. (21CR104005; 20CR103233)
01/07/2022	SUBPOENA	SUBPOENAS FILED BY STATE FOR 2/7/22 AT 1:30PM TPR. TYLER GRABER (OSHP #47) TPR. JUSTIN LISTER (OSHP #47) E. MCANULTY (OSHP CRIMELAB)
02/08/2022	N/A	PRETRIAL HAD. AT DEFENDANT'S REQUEST, PRETRIAL IS HEREBY CONTINUED UNTIL 3/21/2022 AT 8:30 A.M.
02/10/2022	N/A	Cost Bill Entry
03/21/2022	Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, MOTION HEARING IS HEREBY CONTINUED UNTIL: 5/2/22 AT 1:30 P.M. (20CR103233, 21CR104005)

04/15/2022 SUBPOENA	SUBPOENAS FILED BY THE STATE FOR 5/2/22 AT 1:30 P.M. TROOPER TYLER A. GRABER (OHIO STATE HIGHWAY PATROL - ELYRIA #47) TROOPER JUSTIN P. LISTER (OHIO STATE HIGHWAY PATROL - ELYRIA #47) E. MCANULTY (OHIO STATE HIGHWAY PATROL CRIME LAB)
05/05/2022 (JLM)	MTS ON 20CR103233 IS SET FOR 6/13/2022 AT 1:30PM. (20CR103233, 21CR104005) SEE JOURNAL.
05/09/2022 MOTION	MOTION FILED BY DEFENDANT FOR CONTINUANCE.
05/19/2022 N/A	Defendant's Motion for Continuance is denied. Matter was scheduled on 05/02/2022 for Motion to Suppress and by agreement of the parties hearing was rescheduled to 06/13/2022 at 1:30 p.m.
05/20/2022 N/A	Cost Bill Entry
05/25/2022 SUBPOENA	SUBPOENAS FILED BY STATE FOR 6/13/22 AT 1:30PM. TPR. TYLER A GRABER (OSHP - ELYRIA #47) TPR. JUSTIN P LISTER (OSHP - ELYRIA #47) E. MCANULTY (OSHP CRIMELAB)
06/13/2022 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PLEA HEARING FOR 20CR103233 IS HEREBY CONTINUED UNTIL: 7/11/22 AT 8:30AM. (21CR104005, 20CR103233)
06/24/2022 MOTION	MOTION FILED BY DEFT FOR INTERVENTION IN LIEU OF CONVICTION.
06/28/2022 N/A	Defendant having filed a motion for intervention in lieu of conviction, said defendant is referred to the Lorain County Adult Probation Department, PSI Unit for an interview and report. Hearing on Motion for Intervention in Lieu of Conviction will be scheduled upon receipt of report. Defendant is ordered to report to the Lorain County Adult Probation Department, PSI Unit, 308 Second Street, Elyria, Ohio, within ten (10) days of this order for an interview. Failure to report for the interview will cause said motion to be dismissed.
06/29/2022 N/A	Cost Bill Entry
07/13/2022 Journal Entry	DEFENDANT PREVIOUSLY WAIVED STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 8/15/22 AT 8:30AM. JURY TRIAL REMAINS SET FOR 9/13/22 AT 8:30AM ON 21CR104005 (20CR103233, 21CR104005)
08/15/2022 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 8/22/2022 AT 8:30AM OR 20CR103233 FOR ILOC HEARING. PRETRIAL HAD. AT DEFT'S REQUEST, FINAL PRETRIAL SET FOR 8/29/2022 AT 8:30AM. JURY TRIAL REMAINS SET FOR 9/13/2022 AT 8:30AM ON 21CR104005. (20CR103233, 21CR104005)
08/22/2022 Journal Entry	DEFENDANT WAIVES STATUTORY TIME FOR SPEEDY TRIAL PURSUANT TO R.C. 2945.71 ET. SEQ. PRE-TRIAL HAD. AT THE DEFENDANT'S REQUEST, PRE-TRIAL IS HEREBY CONTINUED UNTIL: 8/23/2022 AT 9:03AM. ON 20CR103233 ILOC HEARING AND PLEA ON OVI. DEFT CAN APPEAR BY ZOOM. JURY TRIAL

REMAINS SET FOR 9/13/2022 AT 8:30AM. ON 21CR104005.
(20CR103233, 21CR104005)

08/25/2022 (JRM) DEFT IN COURT FOR PLEA AND SENTENCING. DEFT GRANTED INTERVENTION IN LIEU OF CONVICITON FOR COUNTS 1 AND 2; COUNTS 1 AND 2 MERGED STATE ELECTS ON COUNT 1. SEE SEPARATE INTERVENTION ENTRY. DEFT SENTENCED AND GRANTED GOOD BEHAVIOR ON COUNTS 3 AND 4; COUNTS 3 AND 4 MERGED STATE ELECTS ON COUNT 3; SEE ATTACHED SENTENCING JUDGEMENT ENTRY.

08/25/2022 PLEA THE DEFT IN COURT WITH COUNSEL; WITHDRAWS FORMER PLEA OF NOT GUILTY AND REQUEST FOR JURY TRIAL AND ENTERS A PLEA OF GUILTY/NO CONTEST TO THE INDICTMENT. THE PLEA IS ACCPETED. THE DEFT IS FOUND GUILTY OF COUNTS 3 AND 4 PER THE INDICTMENT. AND NO FINDING OF GUILT IS MADE AT THIS TIME AS THE DEFT HAS APPLIED FOR INTERVENTION IN LIEU OF CONVICTION. SEE SEPARATE ENTRY. (COUNTS 1 AND 2 ONLY INTERVENTION). SEE JOURNAL.

08/25/2022 SENTENCING DEFT WAS ADVISED OF HIS/HER RIGHT TO BE PHYSICALLY PRESENT AT THE HEARING AND THE DEFT ORALLY WAIVED HIS/HER RIGHT PURSUANT TO CRIM. R. 4.(A)(3) AND THE PROCEEDING WAS CONDUCTED VIA REMOTE CONTEMPORANEOUS VIDEO TECHNOLOGY THAT ALLOWED FOR THE DEFT TO SEE AND HEAR THE PROCEEDING, AND TO SPEAK AND BE HEARD BY THE COURT AND THE PARTIES AND TO COMMUNICATE WITH COUNSEL PRIVATELY. DEFT APPEARED IN COURT FOR SENTENCING AFTER HAVING WITHDRAWN HIS OR HER PREVIOUSLY ENTERED PLEA OF NOT GUILTY AND HAVING NOW ENTERED A PLEA OF GUILTY TO AND HAVING BEEN FOUND GUILTY BY THE COURT OF THE FOLLOWING CHARGES: COUNT 1: IMPROPERLY HANDLING FIREARMS IN A MOTOR VEHICLE, 2923.16(B)- F4- DEFT GRANTED INTERVENTION IN LIEU, SEE SEPARATE ENTRY. COUNT 2: IMPROPERLY HANDLING FIREARMS IN A MOTOR VEHICLE, 2923.16(D)(2)- F5- MERGED WITH COUNT 1; DEFT GRANTED INTERVENTION IN LIEU, SEE SEPARATE ENTRY. COUNT 3: OVI, 4511.19(A)(1)(a)- M1 COUNT 4: OVI, 4511.19(A)(1)(j) (viii)(II)- M1- MERGED WITH COUNT 3, STATE ELECTS ON COUNT 3. DEFT SENTENCED TO: COUNT 1: DEFT GRANTED INTERVENTION COUNT 2: MERGED WITH COUNT 1; GRANTED INTERVENTNION. COUNT 3: 180 DAYS IN LCCF AND A FINE OF \$1,000 COUNT 4: MERGED WITH COUNT 3 SENTENCE OF JAIL IN LCCF AND FINE IS SUSPENDED AND FINE ARE SUSPENDED, THE COSTS ARE NOT SUSPENDED AND THE DEFT IS PLACED ON MISDEMANOR NON REPORTING PROBATION/GOOD BEHAVIOR FOR 1 YEAR ENDING 8/23/2023. SANCTIONS: DEFT TO PAY COURT COSTS. NO SUPERVISION FEES, NO FINES. DEFT TO PAY MANDATORY FINE OF \$375.00. NO COURT APPONTED ATTY FEES. DEFT'S DRIVER'S LICENSE IS SUSPENDED ON COUNT 3 FOR 1 YEAR; DEFT GRANTED CREDIT FOR THE 1 YEAR DRIVERS LICENSE SUSPENSION. DEFT ORDER TO COMPLETE 3 DAY DRIVERS INTERVETNION PROGRAM. SEE JOURNAL.

08/25/2022 (JRM) INTERVENTION IN LIEU OF CONVICTION GRANTED. ALL CRIMINAL PROCEEDINGS STAYED AND DEFENDANT ORDERED TO A

PERIOD OF REHABILITATION OF 1 YEAR ENDING 8/23/2023.
 SANCTIONS: DEFT IS TCAP ELGIBLE. ISP. DEFT TO PAY
 SUPERVISION FEE OF \$240.00, PAYABLE AT \$20.00 PER MONTH.
 SEE JOURNAL.

08/26/2022 PLEA/WAIVE	PLEA OF GUILTY, WAIVER OF RIGHTS FILED.
08/26/2022 REPORT	REPORT OF CONVICTIONS SENT TO OHIO BUREAU OF MOTOR VEHICLES VIA ELECTRONICALLY
08/26/2022 REPORT	CASE DISPOSITION REPORT SENT TO OHIO B.C.I.
09/20/2022 N/A	RETURNED MAIL - BAD ADDRESS FOR DEFENDANT
09/26/2022 AGING	A/R AGING START DATE
11/28/2022 COLLECTIONS	30-DAY DELINQUENT COURT COST LETTER SENT TO DEFENDANT.
12/27/2022 COLLECTIONS	60-DAY DELINQUENT COURT COST LETTER SENT TO DEFENDANT.
02/03/2023 N/A	Receipt #: 23-0002852 Processed.
03/31/2023 N/A	Receipt #: 23-0008412 Processed.
04/18/2023 (JRM)	THE LCAPD HAS ADVISED THE COURT THAT THE DEFT SHOULD BE SUCCESSFULLY TERMINATED FROM INTERVENTION IN LIEU OF CONVICITON. THE COURT TERMINATES THE STAY ISSUED IN THIS CASE. FOR GOOD CAUSE SHOWN, DEFT IS SUCCESSFULLY TERMINATED FROM INTERVENTION IN LIEU OF CONVICITON. THE COURT DISMISSES THIS CASE. THE DEFT IS STILL REQUIRED TO SATISFY ANY OUTSTANDING COURT COSTS AND SUPERVISION FEES.
04/19/2023 REPORT	CASE DISPOSITION REPORT SENT TO OHIO B.C.I. (UPDATE)

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