

TRIAL COURT: Maumee Municipal Court

Trial Court Case No. _____

Court of Appeals Case No. _____

Plaintiff/Appell _____

v.

PRAECIPE

Pursuant to 6th Dist.Loc.App.R. 3(B)

Defendant/Appell _____

TO THE CLERK OF THE TRIAL COURT:

Please prepare and assemble the original papers and exhibits thereto filed in the trial court in this case and a certified copy of the docket and journal entries, pursuant to App.R.9(A).

Yes ____ No ____ This is a criminal appeal of a sentence pursuant to R.C. 2953.08.

Yes ____ No ____ A presentence, psychiatric, or other investigative report was submitted to the court in writing before the sentence was imposed.

If yes, pursuant to R.C. 2953.08(F)(1),¹ the clerk is instructed to include in the record of this case any presentence, psychiatric, or other investigative report that was submitted to the court in writing before the sentence was imposed.

In addition, the record in this appeal will:

____ 1. Include a complete transcript pursuant to App.R.9(B).*

a. List here the dates of all hearings and/or trials to be transcribed.

____ 2. Include a partial transcript pursuant to App.R.9(B).*

a. Enumerate here the segments of the trial and/or hearings to be transcribed pursuant to 6th Dist. Loc.R. 3(B). State specifically the trial or hearing dates, the type of hearing and the segments you want transcribed.

- _____ 3. Include a statement of evidence or proceedings pursuant to App.R.9(C) [no report (i.e., record of testimony) made or no transcript available].
- _____ 4. Include an agreed statement pursuant to App.R.9(D).
- _____ 5. Not include a transcript, or other substitute for a transcript.

(Name)

Attorney for _____

Supreme Court Registration Number

*If a transcript is to be prepared and included in the record on appeal, counsel for appellant must have the court reporter complete the certification below before filing this praecipe. If the transcript has already been prepared, appellant shall so state in lieu of the court reporter's certification.

COURT REPORTER'S CERTIFICATION

The transcript as ordered consists of approximately _____ pages. I estimate that _____ days will be needed to prepare the transcript for filing.

Date _____ Signature _____

(Please Print Name)

(Agency)

(Address)

(Phone Number)

The transcript has already been prepared.

Signature of appellant's attorney
(or pro se appellant)

¹ R.C. 2953.08(F)(1) states:

"(F) On the appeal of a sentence under this section, the record to be reviewed shall include all of the following, as applicable:

"(1) Any presentence, psychiatric, or other investigative report that was submitted to the court in writing before the sentence was imposed. An appellate court that reviews a presentence investigation report prepared pursuant to section 2947.06 or 2951.03 of the Revised Code or Criminal Rule 32.2 in connection with the appeal of a sentence under this section shall comply with division (D)(3) of section 2951.03 of the Revised Code when the appellate court is not using the presentence investigation report, and the appellate court's use of a presentence investigation report of that nature in connection with the appeal of a sentence under this section does not affect the otherwise confidential character of the contents of that report as described in division (D)(1) of section 2951.03 of the Revised Code and does not cause that report to become a public record, as defined in section 149.43 of the Revised Code, following the appellate court's use of the report."

(Revised effective 7/1/01)