PUBLIC NOTICE

NOTICE OF PROPOSED AMENDMENT TO LOCAL RULE 71.2

In accordance with Ohio Civ.R. 83(B), notice is hereby given of the proposed amendment to Local Rule 71.2 to the Local Rules of the Cuyahoga County Court of Common Pleas, Probate Division. The current Rule 71.2 reads as follows:

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 71.2 Counsel Fees

In Connection with Settlement of Claims for Wrongful Death, Conscious Pain and Suffering, Claims for Personal Injuries to Persons under Guardianship, and Settlement of Personal Injuries to Minors under RC 2111.18

In cases where representation is on a contingent basis, counsel will be allowed fees on the amount obtained in accordance with the following schedule:

33 1/3% of the first $100,000.00;
30% of the amount over $100,000.00.

Upon written application additional compensation may be granted if the applicant demonstrates and the court is satisfied that extraordinary services have been rendered.

The proposed amendment is listed below and would be effective December 1, 2026. Comments regarding the proposed changes can be forwarded in writing for consideration to Courtney Verardi, Staff Attorney for Judge Anthony J. Russo and Judge Laura J. Gallagher, at the Probate Court, 1 Lakeside Avenue, Cleveland, Ohio 44113, on or before November 23, 2026.

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 73.212 Attorney Fees for Wrongful Death

In connection with the settlement of claims for wrongful death, conscious pain and suffering, personal injuries to persons under guardianship, and personal injuries to minors pursuant to R.C.

2111.18, when counsel is retained on a contingent-fee basis, attorney fees shall be allowed on the amount recovered in accordance with the following schedule:

Thirty-three and one-third percent (33 1/3%) of the first $100,000.00 recovered.

Upon written application, the Court may authorize additional compensation when counsel demonstrates, and the Court finds, that extraordinary services have been rendered.

HISTORY: (Amended, Effective 12-1-2026)

PUBLIC NOTICE
NOTICE OF PROPOSED AMENDMENT TO LOCAL RULE 78.3

In accordance with Ohio Civ.R. 83(B), notice is hereby given of the proposed amendment to Local Rule 78.3 to the Local Rules of the Cuyahoga County Court of Common Pleas, Probate Division. The current Rule 78.3 reads as follows:

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 78.3 Jury Management Plan

As required by Rule 9(C) of the Rules of Superintendence for Courts of Common Pleas, the Probate Division has adopted and implemented a Jury Management Plan which has been filed with the Supreme Court of Ohio.

HISTORY: (Effective 9-1-95)

The proposed amendment is listed below and would be effective December 1, 2026. Comments regarding the proposed changes can be forwarded in writing for consideration to Courtney Verardi, Staff Attorney for Judge Anthony J. Russo and Judge Laura J. Gallagher, at the Probate Court, 1 Lakeside Avenue, Cleveland, Ohio 44113, on or before November 23, 2026.

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 3.021 Jury Management Plan

The Probate Court adopts and incorporates by reference the Ohio Trial Court Jury Use and Management Standards adopted by the Supreme Court of Ohio in the Ohio Rules of Superintendence and shall utilize procedures consistent with those standards set forth therein.

The Probate Court has a limited number of jury trials. Therefore, jurors for trials conducted in the Court shall be selected from the jury source list prepared and maintained by the Cuyahoga County Court of Common Pleas, General Division, in accordance with its applicable policies and procedures.

Jurors shall be compensated in accordance with applicable law.

HISTORY: (Amended, Effective: 9-1-95, 12-1-2026)

PUBLIC NOTICE

NOTICE OF PROPOSED AMENDMENT TO LOCAL RULE 9.1

In accordance with Ohio Civ.R. 83(B), notice is hereby given of the proposed amendment to Local Rule 9.1 to the Local Rules of the Cuyahoga County Court of Common Pleas, Probate Division. The current Rule 9.1 reads as follows:

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 9.1 Security

As required by Rule 9 of the Rules of Superintendence for Courts of Common Pleas, the Probate Division has adopted and implemented a local Security Policy and Procedures Plan/Manual.

HISTORY: (Effective 7-1-95)

The proposed amendment is listed below and would be effective December 1, 2026. Comments regarding the proposed changes can be forwarded in writing for consideration to Courtney Verardi, Staff Attorney for Judge Anthony J. Russo and Judge Laura J. Gallagher, at the Probate Court, 1 Lakeside Avenue, Cleveland, Ohio 44113, on or before November 23, 2026.

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 14.10 Security Policy; Prohibition of Firearms and Dangerous Weapons

(A) As required by Rule 14.10 of the Rules of Superintendence for Courts of Common Pleas, the Probate Division has adopted and implemented a local Security Policy and Procedures Plan/Manual.

(B) 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 Cuyahoga County Courthouse ("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 in the Court House, shall immediately inform the Cuyahoga County Sheriff ("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, that 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 to the Sheriff prior to entering the Court House. The Sheriff shall secure the surrendered deadly weapon, firearm, or dangerous 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, Deputy Sheriffs, or a Cuyahoga County Central Services/Protective Services Officer while they are on official duty within the Court House.

The Sheriff shall post signs, at the street level entrance and the rear parking garage entrance to the Court House, which contain the following language: Unless otherwise authorized by law pursuant to the Ohio Revised Code and Local Rule of Court, no person shall knowingly possess, have under the person's control, convey, or attempt to convey a deadly weapon, firearm, or dangerous ordnance onto the premises of the Cuyahoga County Court House. THE CARRYING OF A CONCEALED FIREARM OR THE OPEN CARRY OF A FIREARM, WITHIN THE CUYAHOGA COUNTY COURT HOUSE, IS PROHIBITED BY LOCAL RULE OF COURT AS AUTHORIZED BY OHIO REVISED CODE 2923.123(C)(6).

HISTORY: (Amended, Effective 7-1-95, 12-1-2026)

PUBLIC NOTICE

NOTICE OF PROPOSED AMENDMENT TO LOCAL RULE 74

In accordance with Ohio Civ.R. 83(B), notice is hereby given of the proposed amendment to Local Rule 74 to the Local Rules of the Cuyahoga County Court of Common Pleas, Probate Division. The current Rule 74 reads as follows:

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 74 **Trustee's Compensation**

(A) Except where the instrument creating the trust makes provision for compensation, a testamentary trustee may charge annually for ordinary services performed by the trustee in connection with the administration of each separate trust estate an amount to be computed on the fair market value of the principal of the trust property, in accordance with the following schedule, such compensation to be charged one-half to income and one-half to principal, unless otherwise provided in the instrument creating the trust:

$12.00 per $1,000.00 on the first $1,000,000.00 of the fair market value of the principal;

$7.50 per $1,000.00 on the next $2,000,000.00 of the fair market value of the principal;

$5.50 per $1,000.00 on the next $2,000,000.00 of the fair market value of the principal;

$4.50 per $1,000.00 on the balance of the fair market value of the principal.

The trustee may charge a minimum fee of $1,500.00.

There may be allowed an amount equal to 1% of the fair market value of any distribution or payment from the principal of the trust property. This amount shall be charged against and deducted from the distribution or payment.

A corporate trustee that provides a service which invests all available income and/or principal cash on a daily basis may be allowed an amount equal to one-half of one percent (0.5%), on an annual basis, of the amount invested, but not in excess of $100 per month.

(B) For the purpose of computing the trustee's compensation as herein provided, the fair market value of the principal of the trust property shall be determined by the trustee as of a date determined by the trustee, such date to commence during the month of the original receipt of trust property and each anniversary date thereafter. (At the option of the trustee, fee evaluations may be made on a quarterly basis, each evaluation to be coordinated with the original annual evaluation date as selected by the trustee--if this option is selected by the trustee, the trustee must continue to compute the fee on the quarterly valuation basis, unless upon application to the Probate Court, a change in fee valuation method is allowed.)

(C) Additional compensation for extraordinary services may be allowed upon application. The Court may require that the application be set for hearing and notice thereof be given to interested parties in accordance with Civil Rule 4.1. The notice shall contain a statement of amount of the compensation sought.

(D) The compensation of co-trustees in the aggregate shall not exceed the compensation which would have been payable if only one trustee had been acting, except in the following instances:

1) Where the instrument under which the co-trustees are acting provides otherwise; or
2) Where all the interested parties have consented in writing to the amount of the co-trustees' compensation, and the consent is endorsed on the trustees' account or evidenced by separate instrument filed therewith.

(E) Where the trustee is also the attorney for the trust, or if the attorney for the trust is associated with the trustee’s law firm, reasonable attorney fees shall be rebutably presumed to be one-half of the schedule of compensation amount, if a full trustee fee is claimed. Trustee fees shall be rebutably presumed to be one-half of the trustee computation worksheet if a full attorney fee is claimed. Section E shall not apply if the trustee fee or attorney fee is waived.

(F) A separate schedule of the computation of trustee's compensation shall be shown in the trustee's account as a condition of its approval.

(G) Except for good cause shown, neither compensation for a trustee nor fees to the counsel representing the trustee will be allowed while the trustee is delinquent in filing an account required by RC 2109.30.

HISTORY: (Amended, Effective 9-30-86; 3-1-88; 9-15-99; 4-3-06; 8-1-17)

The proposed amendment is listed below and would be effective December 1, 2026. Comments regarding the proposed changes can be forwarded in writing for consideration to Courtney Verardi, Staff Attorney for Judge Anthony J. Russo and Judge Laura J. Gallagher, at the Probate Court, 1 Lakeside Avenue, Cleveland, Ohio 44113, on or before November 23, 2026.

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 73.24 Trustee's Compensation

(A) If the terms of a trust specify the trustee's compensation, the trustee is entitled to be compensated as specified, but the Court may allow more or less compensation if the duties of the trustee are substantially different from those contemplated when the trust was created or the compensation specified by the terms of the trust would be unreasonably low or high.

(B) If the terms of a trust do not specify the trustee's compensation, a trustee may charge annually for ordinary services performed by the trustee in connection with the administration of each separate trust estate an amount to be computed on the fair market value of the principal of the trust property, in accordance with the following schedule, such compensation to be charged one-half to income and one-half to principal, unless otherwise provided in the instrument creating the trust:

$12.00 per $1,000.00 on the first $1,000,000.00 of the fair market value of the principal;

$7.50 per $1,000.00 on the next $2,000,000.00 of the fair market value of the principal;

$5.50 per $1,000.00 on the next $2,000,000.00 of the fair market value of the principal;

$4.50 per $1,000.00 on the balance of the fair market value of the principal.

The trustee may charge a minimum fee of $1,500.00.

There may be allowed an amount equal to 1% of the fair market value of any distribution or payment from the principal of the trust property. This amount shall be charged against and deducted from the distribution or payment.

A corporate trustee that provides a service which invests all available income and/or principal cash on a daily basis may be allowed an amount equal to one-half of one percent (0.5%), on an annual basis, of the amount invested, but not in excess of $100 per month.

(C) For the purpose of computing the trustee's compensation as herein provided, the fair market value of the principal of the trust property shall be determined by the trustee as of a date determined by the trustee, such date to commence during the month of the original receipt of trust property and each anniversary date thereafter. (At the option of the trustee, fee evaluations may be made on a quarterly basis, each evaluation to be coordinated with the

original annual evaluation date as selected by the trustee--if this option is selected by the trustee, the trustee must continue to compute the fee on the quarterly valuation basis, unless upon application to the Probate Court, a change in fee valuation method is allowed.)

(D) Additional compensation for extraordinary services may be allowed upon application. The Court may require that the application be set for hearing and notice thereof be given to interested parties in accordance with Civil Rule 4.1. The notice shall contain a statement of amount of the compensation sought.

(E) The compensation of co-trustees in the aggregate shall not exceed the compensation which would have been payable if only one trustee had been acting, except in the following instances:

a. Where the instrument under which the co-trustees are acting provides otherwise; or
b. Where all the interested parties have consented in writing to the amount of the co-trustees' compensation, and the consent is endorsed on the trustees' account or evidenced by separate instrument filed therewith.

(F) Where the trustee is also the attorney for the trust, or if the attorney for the trust is associated with the trustee's law firm, reasonable attorney fees shall be rebuttably presumed to be one-half of the schedule of compensation amount, if a full trustee fee is claimed. Trustee fees shall be rebuttably presumed to be one-half of the trustee computation worksheet if a full attorney fee is claimed. Section E shall not apply if the trustee fee or attorney fee is waived.

(G) A separate schedule of the computation of trustee's compensation shall be shown in the trustee's account as a condition of its approval.

(H) Except for good cause shown, neither compensation for a trustee nor fees to the counsel representing the trustee will be allowed while the trustee is delinquent in filing an account required by R.C. 2109.30.

HISTORY: (Amended, Effective 9-30-86; 3-1-88; 9-15-99; 4-3-06; 8-1-17, 12-1-2026)

PUBLIC NOTICE

NOTICE OF PROPOSED AMENDMENT TO LOCAL RULE 58.2

In accordance with Ohio Civ.R. 83(B), notice is hereby given of the proposed amendment to Local Rule 58.2 to the Local Rules of the Cuyahoga County Court of Common Pleas, Probate Division. The current Rule 58.2 reads as follows:

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 58.2 Additional Fees

(A) In order to procure and maintain computerized legal research services as authorized by Ohio Revised Code 2101.162(A) a fee of Three Dollars ($3.00) is being collected as costs in each cause filed, including but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, and civil action.

(B) In order to procure and maintain computer systems the Clerk of the Probate Court is charging an additional fee, as authorized by Ohio Revised Code 2101.162(B), of up to Ten Dollars ($10.00) in each cause filed, including but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, and civil action.

(C) Pursuant to Ohio Revised Code 2101.163(A) and for the purpose of implementing dispute resolution procedures, the Clerk of the Probate Court shall charge, in addition to the fees and costs authorized under Section 2101.16 of the Ohio Revised Code, a reasonable fee, not to exceed Fifteen Dollars ($15.00), on the filing of each action or proceeding including, but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, and civil action. (Effective 8-25-10).

(D) Pursuant to Ohio Revised Code Section 2303.201(E)(1) the Court of Common Pleas has determined that, for the efficient operation of the Court, additional funds are necessary to acquire and pay for special projects of the Court, including, but not limited to, the acquisition of additional facilities or the rehabilitation of existing facilities, the acquisition of equipment, the hiring and training of staff, community service programs, the employment of magistrates, the training and education of Judges and magistrates, and other related services. An additional fee of Fifteen Dollars ($15.00) shall be assessed for each action or proceeding, including but not limited to an estate, guardianship, trust,

adoption, minor settlement, change of name, civil action, correction of birth record, registration of birth and marriage license application.

HISTORY: (Effective 8-25-10)

The proposed amendment is listed below and would be effective December 1, 2026. Comments regarding the proposed changes can be forwarded in writing for consideration to Courtney Verardi, Staff Attorney for Judge Anthony J. Russo and Judge Laura J. Gallagher, at the Probate Court, 1 Lakeside Avenue, Cleveland, Ohio 44113, on or before November 23, 2026.

RULES GOVERNING THE COURTS OF OHIO
CUYAHOGA COUNTY- RULES OF THE COURT OF COMMON PLEAS
Probate Division

Rule 73.9 Additional Fees

(A) In order to procure and maintain computerized legal research services as authorized by Ohio Revised Code 2101.162(A) a fee of Three Dollars ($3.00) is being collected as costs in each cause filed, including but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, marriage license, and civil action.

(B) In order to procure and maintain computer systems the Clerk of the Probate Court is charging an additional fee, as authorized by Ohio Revised Code 2101.162(B), of up to Ten Dollars ($10.00) in each cause filed, including but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, marriage license, and civil action.

(C) Pursuant to Ohio Revised Code 2101.163(A) and for the purpose of implementing dispute resolution procedures, the Clerk of the Probate Court shall charge, in addition to the fees and costs authorized under Section 2101.16 of the Ohio Revised Code, a reasonable fee, not to exceed Fifteen Dollars ($15.00), on the filing of each action or proceeding including, but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, and civil action. (Effective 8-25-10).

(D) Pursuant to Ohio Revised Code Section 2303.201(E)(1) the Court of Common Pleas has determined that, for the efficient operation of the Court, additional funds are necessary to acquire and pay for special projects of the Court, including, but not limited to, the acquisition of additional facilities or the rehabilitation of existing facilities, the acquisition of equipment, the hiring and training of staff, community service programs, the employment of magistrates, the training and education of Judges and magistrates, and

other related services. An additional fee shall be assessed for each action or proceeding, including, but not limited to, an estate, guardianship, trust, adoption, minor settlement, change of name, civil action, correction of birth record, registration of birth and marriage license application.

HISTORY: (Amended, Effective 8-25-10, 12-1-2026)