

THE SUPREME COURT *of* OHIO

Module 3:
Criminal & Civil
Procedures

Lesson 8: Types of Civil Cases in
Ohio



Disclaimer




- All the information provided in these short lessons is publicly available and provides a simplified view of Criminal and Civil Procedures in the State of Ohio for participants to gain a basic understanding.
- **Remember:** Procedures vary across jurisdictions so it is important to always check the steps in the process in the jurisdiction you are working.
- This information is NOT intended to be construed as legal advice.

Slide 3

Lesson 8
Types of Civil Cases in Ohio

Objectives



- Identify some of the most common types of civil cases heard by the Ohio Judicial System.

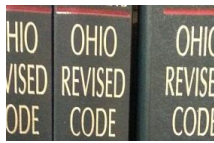
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The Ohio Legislature



Ohio Revised Code

- The general laws of the state of Ohio. The Revised Code is organized into 31 general titles broken into chapters dealing with individual topics of law. The chapters are divided into sections which contain the text of individual statutes. The laws are collected and published in the Ohio Revised Code (ORC or RC).



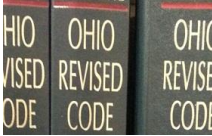
<https://www.legislature.ohio.gov/laws/ohio-codes>

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Rules of Civil Procedure



- The Ohio Rules of Court establish the Rules of Practice and Procedure in the Ohio Courts. When discussing civil matters one would use the Rules of Civil Procedure as well as the Ohio Revised Code, Title XXIII primarily.



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Most Common Civil Cases



- TORT - A civil injury or wrong committed on the person or property of another. A tort is an infringement on the rights of an individual, but not founded on a contract. The most common tort action is a suit for damages sustained in an automobile accident.

Most Common Civil Cases



- "Tort action" means a civil action for damages for injury, death, or loss to person or property. "Tort action" includes a product liability claim, as defined in section 2307.71 of the Revised Code, and an asbestos claim, as defined in section 2307.91 of the Revised Code, but does not include a civil action for damages for a breach of contract or another agreement between persons.

Most Common Civil Cases



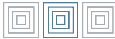
- **CLASS ACTION** A lawsuit in which one or more members of a large group sue on behalf of the entire group. The court must find that the claims of the members contain questions of law or fact in common before the lawsuit can proceed as a class action

Most Common Civil Cases



- **NEGLIGENCE** - Failure to exercise the degree of care that a reasonable person would use under the same circumstances.

Most Common Civil Cases



- FORECLOSURE - Procedure by which mortgaged property is sold on default of the mortgagor in satisfaction of mortgage debt.

Most Common Civil Cases



- LIBEL - Published words or pictures that falsely and maliciously harm the reputation of a person.
- DEFAMATION - That which tends to injure a person's reputation. Libel is published defamation, whereas slander is spoken.

Other Common Civil Complaints:



- Landlord/tenant issues
 - Eviction
- Real Property claims
- Domestic
 - Divorce,
 - Child support,
 - Custody and visitation, and
 - Division of the marital property.
- Contracts
- Personal injury

Lesson 8 Review

Key Points to Remember

JUST A LITTLE
Reminder



- The Ohio Revised Code and the Rules of Civil Procedure provide the guidelines for civil matters as well as define what the cases are called and where these cases are heard in the Ohio courts.
- While every case is unique, there are plenty of common civil cases heard by the Ohio courts. In some instances, the nature of the case and what is being sought will determine where the case is heard.

Individual Activity



Handout 8: Complete the exercise: Identify a definition for the types of civil cases and, if possible, where these are located in the ORC.

Sample of types of civil cases and a general definition
