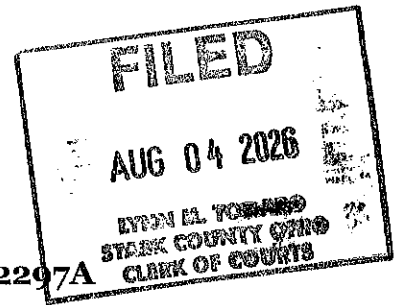


IN THE COURT OF COMMON PLEAS
STARK COUNTY, OHIO



State of Ohio,

Plaintiff,

vs.

Camden Burch,

Defendant,

And

State of Ohio,

Plaintiff,

vs.

Beau Schoenegge,

Defendant.

Case No. 2024CR2297A

Judge James L. Kimbler, sitting by
Assignment: 25JA3971

AMENDED ORDER REGARDING
GENERAL DECORUM AND
MEDIA PARTICIPATION AT
ALL PROCEEDINGS

Case No. 2024CR2297B

Judge James L. Kimbler, sitting by
Assignment: 25JA3971

AMENDED ORDER REGARDING
GENERAL DECORUM AND
MEDIA PARTICIPATION AT
ALL PROCEEDINGS

The purpose of this Order is to amend the following paragraphs of the *Order Regarding General Decorum and Media Participation at All Proceedings*, filed November 22, 2024:

Paragraph 4

Paragraph 5

Paragraph 30(A)

Paragraph 30(C)

All other sections of the *Order Regarding General Decorum and Media Participation at All Proceedings*, filed November 22, 2024, remain unchanged by this amended Order.

The Court, hereby, issues the following order to supplement its November 4, 2024, Decorum Order to provide guidance for the conduct of all proceedings in this case. This order shall become effective immediately upon filing.

For the purpose of maintaining security and order during all proceedings¹ in these matters, the Court, hereby, enters the following Order:

¹ For the purposes of this order, "Proceeding" or "Proceedings" applies to all matters held in open Court which the public is entitled to attend, including but not limited to pretrials, motion hearings, voir dire, and/or trial.

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SECURITY

1. All persons, including, but not limited to, media personnel, their agents, representatives, assigns or designees, and all spectators entering the Stark County Courthouse or congregating outside the Stark County Courthouse shall comply with all security procedures set forth by the Stark County Sheriff's Office and all procedures established by the Stark County Court of Common Pleas, unless otherwise modified by this Court.

2. All persons entering the Stark County Courthouse will be subject to screening by magnetometer and/or wand; or personal search, if deemed appropriated by the Stark County Sheriff's Deputies. All bags, purses, or items brought into the Courthouse shall be subject to x-ray scan and/or personal search. The Stark County Sheriff's Office shall have discretion as to whether a person may be admitted into the Stark County Courthouse depending upon the results of the screening. All spectators or media personnel shall enter the Stark County Courthouse through the main entrance located off of Tuscarawas Street. Under no circumstances shall any spectator or media personnel enter or attempt to enter through any other door. Any such attempts may result in temporary or permanent exclusion from the Courthouse and/or the imposition of other legal sanctions.

3. Spectators and media personnel shall not enter, or attempt to enter any of the non-public areas of the Stark County Courthouse, unless specifically authorized to do so by the Court and accompanied at all times by Court personnel. The non-public areas of the Courthouse are clearly marked, and access is limited by a security access system. Such non-public areas

include, but are not limited to, the Courts' chambers and the Administrative Office. Further, under no circumstances shall any spectator or media personnel enter or attempt to enter the Jury Assembly Room.

4. No person shall wear any clothing, or bring into the Stark County Courthouse any item which displays a message in support of or against any issue or any party. All off-duty police officers and any on-duty police officers without official business in the Courthouse shall not appear in the Courthouse in uniform.

5. No law enforcement officer, with the exception on on-duty employees of the Stark County Sheriff's Department or Stark County Court of Common Pleas, shall be permitted to bring into the Courthouse any weapon, including but not limited to firearms, knives, batons, stun-guns, and chemical spray.

SPECTATORS AND COURTROOM SEATING

6. All persons in the Courtroom, including, but not limited to media personnel, shall remain behind the partition separating the Courtroom gallery from the Courtroom proper, unless specifically authorized by the Court to enter the Courtroom proper. All persons shall be in the Courtroom and seated ten (10) minutes prior to the commencement of each proceeding's session. In the event the Court takes a recess that is less than ten (10) minutes, all persons shall be in the Courtroom and seated five (5) minutes prior to the commencement of the proceeding's session.

7. All persons will remain seated in the Courtroom at all times, without exception. Any spectators present at the commencement of a proceeding's session shall remain seated in the Courtroom until the completion of such session. The Stark County Sheriff's Deputies present in the Courtroom shall have the authority to allow individuals to exit the Courtroom during a session upon showing of necessity. Once an individual exits the Courtroom during a session, he or she shall not be permitted to re-enter the Courtroom until the following session.

8. The Court will reserve a total of **TWELVE (12)** seats in the Courtroom's Gallery. **SIX (6)** of the reserved seats shall be filled at the discretion of the Prosecution; however, no less than **FOUR (4)** of such seats shall be filled by the victim² and/or victim representatives. The remaining **SIX (6)** seats shall be filled at the discretion of counsel for the defendants. In order to maintain these reserved seats, individuals selected by either the Prosecution or counsel for the defendants must be seated fifteen (15) minutes prior to the commencement of each proceeding's session. In the event the Court takes a recess that is less than fifteen (15) minutes, all persons shall be in the Courtroom and seated ten (10) minutes prior to the commencement of the proceeding's session. With the exception of any victim and/or victim representatives, any individuals selected by either the Prosecution or counsel for the defendants to fill the reserved seats who fail to be seated as set forth above shall result in a forfeiture of a reserved seat for the duration of that day's proceedings.

² For the purposes of this Order, the term "victim" is that which is defined by Article I, Section 10a of the Ohio Constitution.

9. The Court will divide all available seating remaining in the Courtroom's gallery into two equal sections. Media personnel shall have access to one half of the available seating, while the other half shall be reserved for members of the public, family members of those involved in the proceedings, or any other person.

10. Should the Court foresee the necessity to limit the number of available seats in the Courtroom's gallery (such as during voir dire to accommodate the prospective jury pool), the Court will divide the remaining available seats in half and assign their availability as discussed above. However, there shall always be **FOUR (4)** seats available during any proceeding for the victims and/or victim representatives.

11. The Court will admit members of the public to the media portion of the Courtroom only if seats remain available after all media personnel have been seated. The Court will admit media personnel to the public portion of the Courtroom only if seats remain available after all members of the public have been seated. Except for the division between public and media seating and provisions of paragraph 8, every seat in the Courtroom's gallery shall be on a first come, first serve basis. With the exception of paragraphs 8 and 10, there shall be no reserved seats in the Courtroom.

12. All cellular devices, including, but limited to cellular telephones, and all other recording devices shall be turned in the "off" position and not just silenced. Further, all such devices shall be out of view during all proceedings, unless permission is specifically granted by the Court.

13. Except as set forth in this Order, or otherwise approved by the Court, there shall be no filming, photographing, or recording conducted in the Courthouse.

13. The Court will not tolerate any behavior which may disrupt the proceedings. All spectators shall conduct themselves in a manner consistent with the decorum and dignity of the Courtroom, and shall adhere to this Order and any future Orders of the Court. FAILURE TO DO SUCH SHALL RESULT IN TEMPORARY OR PERMANENT REMOVAL FROM THE PROCEEDINGS, REMOVAL FROM THE COURTHOUSE, THE COURTHOUSE GROUNDS, AND/OR ANY OTHER LEGAL SANCTIONS.

14. Persons engaging in any other conduct which the Court finds to be disruptive may be temporarily or permanently excluded from the proceedings, the Courthouse, the Courthouse property, and/or face other legal sanctions.

15. In the event there is no available seating in the Courtroom in which the proceeding is occurring, the Court will endeavor to use Courthouse technology to stream the proceeding into another available Courtroom in which media and/or members of the public may view the proceeding. However, the Court cannot guarantee that such overflow space will be available. Should the Court be able to provide overflow space for viewing of the proceeding, all other orders contained herein, shall apply.

16. All parties, spectators, and media personnel shall read and adhere to Rule 12 of the Ohio Rules of Superintendence. Said Rule may be found at:

<https://www.supremecourt.ohio.gov/docs/LegalResources/Rules/superintendence/Superintendence.pdf>

MEDIA

17. MEDIA REQUESTS AND CONDUCT

A. Unless otherwise ordered by this Court, any media wishing to broadcast in any manner, televise, record, or photograph any proceeding shall request permission from the Court in writing. Media personnel shall use the “Media Coverage Request” form that can be obtained from the Court and may be found on the Court’s website at

https://www.starkcountyohio.gov/government/legal___judicial/court_of_common_pleas/resources/common_pleas_news.php. Such writing requests shall be filed and made part of the record. A new “Media Coverage Request” form shall be completed and submitted to the Court for approval for each proceeding which media wishes to broadcast, televise, record, or photograph. **The completion and submission of one form is insufficient to cover all proceedings.**

B. All media personnel shall conduct themselves in a manner consistent with the decorum and dignity of the Courtroom, and shall adhere to this Order and any future Order of this Court. Failure to do such shall result in temporary or permanent removal from the proceedings, removal from the Courthouse, the Courthouse grounds, and/or any other legal sanctions.

C. During the trial in this matter, or any other proceeding in which jurors or prospective jurors are present, any identifying marks, call letters, logos, symbols, or legends shall be concealed from view on all media equipment in the Courtroom. Media personnel operating such equipment, assisting in the operation of such equipment, or viewing the proceedings as a spectator, shall not wear clothing bearing any such identifying information.

D. There shall be no obstructions to clear passage through public hallways in the Courthouse. **There shall be no interviews conducted within the Courthouse, at any time, except as authorized by the Court, in writing.**

E. Any request for media coverage granted by the Court shall be subject to a review by Court personnel of the equipment location, set-up, cabling, or any other such factors, and subject to final approval by the Court.

F. The Court reserves the right to vacate this Order if final arrangements are not acceptable to the Court, or to terminate any request previously granted upon violation of this Order, or any future Order of this Court.

18. RECORDING PROCEEDINGS IN THE COURTROOM

A. The Court's audio system shall be used if technically suitable. Should media personnel utilize the Court's audio system, there shall be no interference with the Court's own use of the system. There shall be no changes made to the audio control panel affixed to the Court's bench.

B. If the Court's audio system is not technologically or technically suitable, then media personnel, upon application to and approval by the Court, may install an audio recording and/or transmitting system at the media personnel's expense. All installations of equipment shall be subject to approval of the Court.

C. In the event the Court's audio system is not suitable, a total of three (3) microphones may be placed in the Courtroom for media use. Said microphones shall be placed in the Courtroom in an unobtrusive, non-destructive manner, and shall be placed as inconspicuously as possible. Said microphones shall not interfere with the movement of those in the Courtroom. Said microphones shall be installed and removed at the expense of the media personnel wishing to have said microphones installed. The maintenance, repair, installation, or alteration of any microphones placed in the Courtroom shall be the responsibility of the media personnel wishing to have said microphones installed, and in no manner shall interfere with, distract, interrupt, or otherwise disturb the Court's proceedings. The locations for the three microphones shall be limited as follows: one microphone may be placed on the Court's Bench, one microphone may be placed on the witness stand, and one microphone may be placed at the podium, from which counsel will address the Court. All installations of equipment shall be subject to approval of the Court.

19. TELEVISION COVERAGE OF PROCEEDINGS

A. Unless otherwise approved by the Court, there shall be only one (1) television camera in the Courtroom at any time. The camera operator may use a tripod or other stabilizing

device, as long as such device will not be distracting to the proceedings. The Court shall determine the location of television camera and operator.

B. Any and all television equipment shall be set up and ready for operation ten (10) minutes prior to the commencement of all Court proceedings. In no event will persons be permitted to bring equipment into the Courtroom after the commencement of Court proceedings.

C. Any cameras which are permitted pursuant to this Order shall be turned on and operating only when in the Courtroom and when Court is in session. Any other use within the Courthouse is prohibited, unless authorized by the Court.

20. PHOTOGRAPHIC COVERAGES OF PROCEEDINGS

A. Unless otherwise approved by the Court, only one still photographer shall be permitted to photograph the proceedings. Still photographers shall be limited to two cameras with two lenses for each camera. Cameras used in connection with coverage of the proceedings and in accordance with this Order shall have silent shutters.

B. Camera operators may use tripods or other stabilizing devices, as long as such devices are not distracting to the proceedings. The Court shall determine the location of camera operators in the Courtroom.

21. AUDIO RECORDING OF PROCEEDINGS

A. Any audio recording equipment must be approved by the Court prior to its use during Court sessions.

B. All audio recording equipment shall be visible at all times while in the Courtroom.

C. All audio recording equipment shall be set up and ready for operation prior to the commencement of all Court proceedings. In no event will persons be permitted to bring equipment into the Courtroom after the commencement of Court proceedings.

D. Any recording devices which are permitted pursuant to this Order shall be turned on and operating only when in the Courtroom and when Court is in session. Any other use within the Courthouse is prohibited.

22. PROHIBITED FILMING AND/OR RECORDING

A. UNDER NO CIRCUMSTANCES SHALL THERE BE ANY MEDIA RECORDING OF THE IMAGE OF POTENTIAL OR SEATED JURORS, REGARDLESS OF WHETHER SAME ARE IN THE COURTROOM.

B. Each witness has the right to object to being filmed, videotaped, recorded, or photographed. Any witness who so requests shall not be recorded (either by audio or video), televised, or photographed. During the testimony of the objecting witness, all media personnel are prohibited from employing any means to record the witness in or out of the Courtroom.

C. The Court will not permit transmitting, broadcasting, or recording of any portion of the voir dire in this matter. As set forth herein, the Court may use Courthouse technology to stream the proceeding into another available Courtroom during voir dire; however, no portion of such may be recorded, transmitted, or broadcast. Media personnel may report on what they see or hear in the proceeding, except as set forth herein.

D. In no event shall media personnel zoom in for close-up coverage or photography of any sidebar conference between the Court and counsel. There shall be no visual recording which would permit someone viewing the recording to determine what is being said by either counsel or the Court by reading lips.

E. Media personnel shall not record (by audio or video), televise, or photograph any minor appearing in Court as a witness without proper permission from the minor's legal guardian and approval by the Court.

F. Media personnel are prohibited from recording and/or obtaining by any means any conversation between client and counsel, counsel and counsel, counsel and the Court Reporter, counsel and the Court, or the Court and Court Staff. There shall be no visual recording which would permit someone viewing the recording to determine what is being said by either counsel or the Court by reading lips.

G. Media personnel are prohibited from recording and/or obtaining by any means conversations between the Court and counsel during sidebar conferences. During said

conferences, any microphone placed at the Court's bench shall be disabled such that no portion of the Court's conversation with counsel during the sidebar conference is transmitted, recorded, or amplified in any way. There shall be no visual recording which would permit someone viewing the recording to determine what is being said by either counsel or the Court by reading lips.

H. In no event shall media personnel distract or disturb Court proceedings. The changing of equipment, including but not limited to camera lenses, television, or recording equipment, is prohibited if it will in any way disturb the proceedings.

I. Camera operators and media personnel shall not move about the Courtroom during Court proceedings, or otherwise disturb or distract the proceedings. The use of electronic or photographic equipment which produces distracting sound or light is prohibited. No artificial lighting, other than that normally used in the Courtroom, shall be permitted.

23. PUBLISHING INFORMATION ABOUT JURORS AND/OR POTENTIAL JURORS

A. In addition to the aforementioned prohibition on photographing or recording jurors and/or potential jurors, the media is prohibited from publishing or otherwise distributing or making available anything that could be used to personally identify any juror or prospective juror. The Court finds this prohibition necessary to preserve the jury system, and to assure the individual jurors that they, as well as their families, will not be harassed or jeopardized.

B. This prohibition does not prohibit members of the media from publishing demographic data of the jurors, such as the number of males or females, or any other such information that will not personally identify a particular juror or perspective juror.

24. PUBLISHING INFORMATION ABOUT EXHIBITS

A. Except as otherwise Ordered by this Court, until all verdicts are rendered and all trial proceedings have concluded, no media recording shall be made of any exhibit before or after such exhibit is admitted into evidence, except those items which are clearly visible to spectators in the Courtroom's gallery (e.g., maps, charts, whiteboards, etc.).

B. Any media personnel who wishes to view items admitted into evidence shall apply, in writing, to the Court. Such writing shall be filed with the Stark County Clerk of Court, with a certificate of service affixed to the request. Said certificate of service shall state that copies of the request have been sent to all necessary parties. For the purposes of this paragraph, "necessary parties" includes, but is not limited to all counsel of record, and any other potentially affected party. Further, such requests shall comply with the policies and procedures set forth by the Stark County Clerk of Court, including all applicable local rules. If the Court grants a request to view items admitted into evidence, the Court will arrange for said viewing to be held in the Stark County Courthouse with a member of Court personnel present at all times.

25. MEDIA POOLING

A. Arrangements between or among the media for “pooling” of equipment shall be the responsibility of media personnel and media representatives authorized to cover the proceedings. Such arrangements are to be made outside of the Courtroom and made without imposing upon the Court or Court personnel.

B. Media personnel shall designate media representatives for video, still photography, and audio coverage of the Courtroom. Such designated representatives shall be provided to the Court two business days prior to the proceedings. In the event it becomes necessary to substitute any representative, such substitution shall be communicated to the Court, in writing, as soon as possible.

C. Media personnel are responsible for arranging an open and impartial distribution scheme with a distribution system for all media personnel. Such distribution system shall be provided to the Court, in writing, two business days prior to the proceedings. If no agreement regarding a pooling arrangement can be reached regarding either the selection of representatives, or the distribution system, there shall be no media coverage of the type for which no pooling arrangement has been made.

D. Neither the Court nor any Court personnel shall be called upon to resolve any disputes concerning pooling arrangements or agreements.

26. MEDIA ASSEMBLY ROOM

A. Should circumstances so warrant, the Court will designate a Media Assembly Room in which a closed-circuit broadcast of the Court proceedings may be installed by media personnel, at their expense.

B. Access to the Media Assembly Room shall not be limited to media personnel, but shall be open to the public to view the Court proceedings in the event all of the Courtroom's gallery seating has been filled.

C. With the exception of designated pool coverage equipment, all television, still photography, and audio equipment shall be stored in and limited to the Media Assembly Room while within the Courthouse. The Court shall not be responsible for any equipment or personal effects left in the Courthouse, including equipment or personal effects left in the Media Assembly Room.

27. MEDIA PROPRIETY AND/OR MEDIA PROPRIETARY INTEREST

A. The media shall have no exclusive property or proprietary interest in the media coverage video and/or audio recordings or photographs made pursuant to this Order, or any future Order of this Court.

B. At the request of the Court, Prosecutor's Office, or Defense Counsel, media personnel shall make available the recordings and/or photographs taken in conjunction with the

proceedings. This provision shall not require the media to take any special or unusual steps to preserve the recordings or photographs, unless otherwise ordered by this Court.

28. MEDIA OBJECTIONS TO COURT ORDERS

A. In the event that any member of the media wishes to object to any Order of this Court, said motion/objection shall be filed, in writing, for consideration by the Court. A certificate of services shall be attached to the motion/objection and same shall state that copies of the motion/objection have been sent to all interested parties, including but not limited to all counsel of record and any other potentially affected party (e.g, law enforcement personnel, other media personnel, Stark County Government Officials, City of Canton Officials).

B. All motions/objections filed pursuant to this section shall comply with the policies and procedures set forth by the Stark County Clerk of Court and all applicable Local Rules of Court. Stark County Local Rules may be found at https://www.starkcountyohio.gov/government/legal_judicial/court_of_common_pleas/resources/local_rules.php. Failure to properly file a motion/objection or affix a certificate of service may result in the non-conforming request not being considered until it conforms with this Order, Stark County Local Rules, and all policies and procedures of the Stark County Clerk of Court.

C. In the event the circumstances require the Court to schedule a proceeding closed to the public and media personnel, any objections to the closing of such proceeding shall be filed, in accordance with this Order, within **TEN (10)** days of the notice of the

proceeding appearing on the Clerk's Docket, and in no event less than **FIVE (5)** days prior to the scheduled hearing. Any untimely motions/objections shall not be considered by the Court.

D. In the event the Court schedules a proceeding on objections to any Order, the Court will require physical attendance of all parties, including the objecting or moving party. The Court will not consider or entertain any requests for telephonic appearance at any proceeding.

MISCELLANEOUS PROVISIONS

29. PARKING

A. Subject to available space, all vehicles may be parked in public parking lots, garages, or metered spots surrounding the Courthouse. All vehicles shall conform to all ordinances and orders by the City of Canton and the Stark County Sheriff's Office. Parking is available at the Millennium Parking Garage, Bliss Tower Garage, or New Market Parking Garage.

B. Parking in any restricted area, including but not limited to sidewalks and fire lanes, is strictly prohibited and shall result in such vehicles being towed at the owner's expense. In no event shall vehicles be parked in such a manner so as to disrupt the flow of traffic, or otherwise compromise the safety of pedestrians or other drivers. Any and all cables to and from Satellite trucks shall conform to the City of Canton ordinances, and shall not in any manner impede the flow of vehicular or pedestrian traffic.

30. SPOKESPERSON

A. The Court herein designates Arlune Culler from the Stark County Court of Common Pleas (General Division) as the spokesperson for the Court in regard to the above-captioned matters.

B. Any communications, questions, etc., other than those which are required to be filed with the Stark County Clerk of Court, shall be directed in writing to the Court's spokesperson. No media personnel shall contact or attempt to contact any employee or staff of the Stark County Court of Common Pleas without prior approval of the Court.

C. Media personnel shall direct all inquiries, other than those which are required to be filed with the Stark County Clerk of Court, to Arlune Culler. This prohibition does not preclude or prevent media personnel from making inquiries of Court personnel and employees of the Stark County Clerk of Court regarding the scheduling of proceedings, items filed with the Court, or requesting any other information that is part of the public record in this matter.

31. FAILURE TO COMPLY WITH ANY COURT ORDER

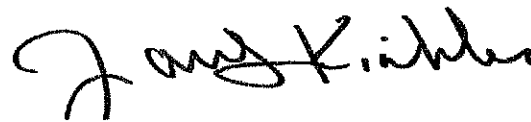
The failure to comply with any provision of this Order, or any future Order, by any person may result in sanctions, which shall include, but are not limited to removal from the Courtroom or revocation of any previously granted permission extended to the offending individual and any entity on whose behalf that individual is acting, as well as implementation or additional media restrictions. Further, upon failure to comply with any

Court Order, or the Ohio Rules of Superintendence, the Court may revoke any permission previously granted.

IT IS FURTHER ORDERED that any and all of the conditions and limitations imposed herein shall be subject to further Order of the Court.

IT IS FURTHER ORDERED that a copy of this Order shall be posted at the entrance to the Stark County Courthouse, and to the entrances of all Courtrooms, or other facilities in which proceedings in the above-captioned matter takes place.

SO ORDERED.

A handwritten signature in black ink, appearing to read "James L. Kimbler", is written above the printed name of the judge.

**JUDGE JAMES L. KIMBLER, SITTING BY
ASSIGNMENT: 25JA3971 and 25JA3972**

**C: Ray Grogan (Special Prosecutor)
Eugene O'Byrne
Ty Graham
Jacob Will
Donald Malarcik**