

## Victim's Rights

As a victim of crime, the following rights are automatic:

1. The right to be informed of your rights.
2. The right to be treated with fairness and respect for your safety, dignity and privacy.
3. The right to reasonable protection from the accused or any person acting on behalf of the accused.
4. The right to information about the status of the case.
5. The right to object to a defense interview, deposition, or other discovery request.
6. The right to object to defense requests for access to your confidential information, including medical, counseling, school or employment records, access to your personal devices or on-line accounts, or other personal information.
7. The right to be present at all public proceedings.
8. The right to have a support person with you during proceedings.
9. The right to tell the court your opinion in public proceedings involving release, plea, sentencing, disposition, parole, and any other hearing that involves victims' rights.
10. The right to object to unreasonable delays.
11. The right to full and timely restitution from the offender.

### **You have other rights that you must request and they are listed on the Victim's Rights/Waiver Form**

Generally, misdemeanor cases will be prosecuted by the Kettering Municipal Court Prosecutor's Office:

2325 Wilmington Pike  
Kettering, OH 45420  
937-296-2549

Felony cases will generally be prosecuted by the Montgomery County Prosecutor's Office:  
301 W. Third St.  
Dayton, OH 45402  
937-225-5757

"Marsy's Law" was passed by the Ohio Legislature in 2017. The purpose of the law was intended to ensure that basic constitutional rights are provided to crime victims in the State of Ohio.

The State of Ohio has identified and described these rights under the victim's bill of rights in the Ohio Constitution, Article 1, Section 10a.

The State of Ohio defines a victim as "a person against whom the criminal offense or delinquent act is committed or who is directly and proximately harmed by the commission of the offense or act."

A "criminal offense" is defined as "an alleged act or omission committed by a person that is punishable by incarceration and is not eligible to be disposed of by the Traffic Violations Bureau."

As the victim of a specified crime in Ohio, you may be entitled to the following rights. Crime victims may exercise their rights themselves, choose a representative to exercise their rights, or retain an attorney.

You can change your mind later about requesting or waiving your rights. However, if you first waive your rights and then request them at a later time, you may give up some rights that only apply at certain stages of the criminal justice process.

The first court date will be the arraignment. At arraignment, your rights may be discussed, therefore, you may wish to attend.

If you are a victim of Sexually Oriented Offense you have the right to information regarding the status of the sexual assault examination kit collected.

CITY OF KETTERING

VICTIM'S RIGHTS



City of Kettering Police Department

3600 Shroyer Rd.  
Kettering, OH 45429

Phone: 937-296-2555  
Fax: 937-296-3219

EVENT #: \_\_\_\_\_

OFFICER: \_\_\_\_\_

BADGE #: \_\_\_\_\_

COURT DATE: \_\_\_\_\_

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Montgomery County Juvenile Court:  
380 W. Second St.  
Dayton, OH 45422  
937-496-7908

### Privacy and Safety

Protection Order: The investigating officer can provide available resources to assist with obtaining a protection order; additionally, further information can be located through:

Kettering Municipal Court  
2325 Wilmington Pike  
Kettering, OH 45420  
[www.ketteringmunicipalcourt.com](http://www.ketteringmunicipalcourt.com)  
937-296-5461

City of Kettering Prosecutor's Office  
2325 Wilmington Pike  
Kettering, OH 45420  
937-296-2549

Montgomery County Domestic Relations Court  
301 W. Third St.  
Dayton, OH 45422  
[www.mcohio.org/dr](http://www.mcohio.org/dr)  
937-496-6859

Civil Stalking Protection Order  
41 N. Perry St.  
Dayton, OH 45422  
937-224-3609; 937-225-4864

Safe At Home: You may be able to keep your address private by obtaining a Safe at Home address. Learn more at [www.ohiosos.gov](http://www.ohiosos.gov) or by calling 614-995-2255

VINE: You can receive texts or emails to receive notice of a defendant or offenders release from jail or prison. Register at:  
<https://www.vinelink.com/#state-selection>

### Restitution and Compensation

Restitution: Upon conviction, the court must order the offender to pay you for verifiable financial costs relating to your victimization.

Crime Victim Compensation Fund: You may be eligible to apply for reimbursement of verifiable financial costs relating to your victimization, even if the suspect has not been arrested or convicted. You may apply for compensation at:  
<https://ohioattorneygeneral.gov/Individuals-and-Families/Victims/Apply-for-Victims-Compensation> or call 800-582-2877

### Additional Resources

Kettering Police Dept. Crisis Intervention Specialist  
3600 Shroyer Rd.  
Kettering, OH 45429  
937-296-3028

Ohio Attorney General Victim Website  
<https://www.ohioattorneygeneral.gov/Individuals-and-Families/Victims>

Ohio Attorney General Crime Victim's Rights  
<https://www.ohioattorneygeneral.gov/Files/Publications-Files/Publications-for-Victims/Crime-Victims-Rights-palm-card.aspx>

Montgomery County ADAMHS Board  
409 E. Monument Av., Suite 102  
Dayton, OH 45402  
<https://www.mcadamhs.org/>  
937-443-0416

### Additional Resources (ctd.)

Montgomery County, OH Street Card Resource Guide:  
[https://www.mcohio.org/Color%20Street%20Card%20Resource%20Guide%201\\_31\\_23.pdf](https://www.mcohio.org/Color%20Street%20Card%20Resource%20Guide%201_31_23.pdf)

Daybreak  
605 S. Patterson Blvd.  
Dayton, OH 45402  
937-461-1000; 937-395-4600

Gettysburg Gateway for Men  
1921 S. Gettysburg Av.  
Dayton, OH 45417  
937-222-7350

PATH Street Outreach  
937-263-4449 ext. 410

St. Vincent Gateway for Women & Families  
120 W. Apple St.  
Dayton, OH 45402  
937-461-7837

YWCA Dayton Domestic Violence Shelter  
937-222-SAFE (7233)  
[dvcrisis@ywcadayton.org](mailto:dvcrisis@ywcadayton.org)

If you are denied your rights you may seek to enforce your rights on your own, ask the prosecutor to enforce your rights, or retain an attorney. You may request free legal assistance through nonprofit organizations such as Ohio Crime Victim Justice Center at [OCVJC.org](http://OCVJC.org), (866) 665-3330, (614) 848-8500, or [info@ocvjc.org](mailto:info@ocvjc.org).