

FILED 09/24/2024 01:41 PM

**IN THE SHELBY COUNTY COMMON PLEAS COURT
SHELBY COUNTY, OHIO**

CRIMINAL DIVISION

STATE OF OHIO,

CASE NO. 24CR000205

Plaintiff

-VS-

MICHELLE R. SCHMERGE,

INDICTMENT

Defendant

Of the Third Part in the year Two Thousand and Twenty-four.

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that *Michelle R. Schmerge*,

COUNT I – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT II – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT III – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT IV – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT V – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT VI – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.02(A)(1)(b), in that she did engage in sexual conduct with another who is not the offender's spouse when the other person is less than 13 years of age, whether or not the offender knows the age of the other person, to wit: she engaged in sexual conduct with a male child victim less than two (2) years of age, being a felony of the first degree.

COUNT VII – RAPE – O.R.C. Section 2907.02(A)(1)(b) – F-1

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COUNT VIII - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT IX - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a female child victim less than four (4) years of age as one of its participants, being a felony of the second degree.

COUNT X – GROSS SEXUAL IMPOSITION – O.R.C. Section 2907.05(A)(4) – F-3

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.05(A)(4) in that she did cause two or more other persons to have sexual contact when the other person, or one of the other persons, was less than thirteen (13) years of age, whether or not she knew the age of the person, to wit: she encouraged, coaxed and observed a child under the age of two (2) years engage in sexual contact with another specifically for the purpose of sexually arousing herself or the child, being a felony of the third degree.

COUNT XI - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT XII - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT XIII - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT XIV - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT XV - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a male child victim less than two (2) years of age as one of its participants, being a felony of the second degree.

COUNT XVI - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

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COUNT XVII - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a female child victim less than four (4) years of age as one of its participants, being a felony of the second degree.

COUNT XVIII - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

On or about July or August, 2024, did in this County violate Ohio Revised Code Section 2907.321(A)(1), in that she, with knowledge of the character of the material or performance involved, did create, reproduce, or publish obscene material that has a minor or impaired person as one of its participants or portrayed observers, to wit: she knowingly created and reproduced obscene material that has a female child victim less than four (4) years of age as one of its participants, being a felony of the second degree.

COUNT XIX - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

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COUNT XX - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

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COUNT XXI - PANDERING OBSCENITY INVOLVING A MINOR – O.R.C. Section 2907.321(A)(1) – F-2

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COUNT XXIII – GROSS SEXUAL IMPOSITION – O.R.C. Section 2907.05(A)(4) – F-3

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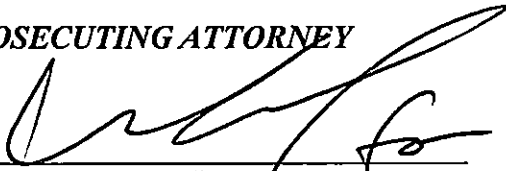
COUNT XXIV – GROSS SEXUAL IMPOSITION – O.R.C. Section 2907.05(A)(4) – F-3

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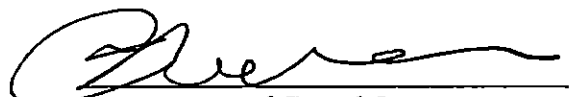
Against the peace and dignity of the State of Ohio.

PROSECUTING ATTORNEY

By


Timothy S. Sell, #0030867
Shelby County Prosecutor

A TRUE BILL


Foreperson of Grand Jury

STATE OF OHIO,

SS:

SHELBY COUNTY.

I, the undersigned Clerk of the Court of Common Pleas in and for said County, do hereby certify that the foregoing is a full, true and complete copy of the original indictment, with the endorsements thereon, now on file in my office.

WITNESS my hand and the seal of said
Court at Sidney, Shelby County, Ohio,
this 24th day of September, 2024.

15/Michele K. Mumford
Clerk

By Kathy
Deputy Clerk