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IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

JESUS RIVERA,

           Appellant

vs.

**OHIO STATE UNEMPLOYMENT
COMPENSATION REVIEW COMMISSION,**

           Appellee

CASE NO. 12CVF-04-4249

JUDGE SHEWARD

DECISION AND JUDGMENT ENTRY DISMISSING FOR LACK OF JURISDICTION AND NOTICE OF FINAL APPEALABLE ORDER

SHEWARD, JUDGE

This is an administrative appeal governed by R.C. §119.12.

In *Foreman v. Lucas Cty. Court of Common Pleas*, 2010-Ohio-4731, the Tenth District Court of Appeals held that a notice of appeal filed under R.C. §119.12 must state that "the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law." The Foreman Court stated that strict adherence to the requirements of R.C. §119.12 is necessary to invoke the trial court's jurisdiction over an administrative appeal. The Court held that when the quoted language is not included in the notice of appeal, the trial court lacks subject-matter jurisdiction to hear the appeal. *Id.*, ¶15.

Appellant's notice of appeal does not state that "the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law." Accordingly, this Court lacks subject-matter jurisdiction to hear this appeal.

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For the foregoing reasons, this case is dismissed. This is a final, appealable

Order. Costs to Appellant.

IT IS SO ORDERED.

THIS IS A FINAL AND APPEALABLE ORDER

Copies to:

JESUS RIVERA
 P O BOX 241
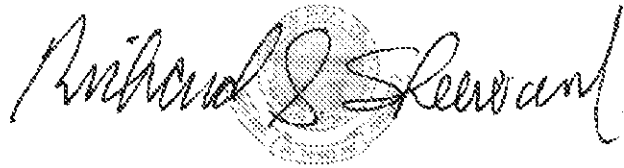HILDAGO, TX 78557
        Appellant pro se

OHIO STATE UNEMPLOYMENT COMPENSATION
REVIEW BOARD
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        Appellee pro se

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Franklin County Court of Common Pleas

Date: 04-30-2012

Case Title: JESUS RIVERA -VS- OHIO STATE UNEMPLOYMENT
                      COMPENSATION REVIEW

Case Number: 12CV004249

Type: DECISION/ENTRY

It Is So Ordered.

Judge Richard S. Sheward

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Court Disposition

Case Number: 12CV004249

Case Style: JESUS RIVERA -VS- OHIO STATE UNEMPLOYMENT
COMPENSATION REVIEW

Case Terminated: 18 - Other Terminations

Final Appealable Order: Yes