

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

SEGUY FRANCOIS,	:	
	:	
Appellant,	:	
	:	
vs.	:	Case No. 12CVF02-1742
	:	
OHIO DEPARTMENT OF JOB AND FAMILY SERVICES, et al.,	:	Judge Cain
	:	
Appellees.	:	

DECISION AND ENTRY GRANTING DEFENDANT'S, OHIO DEPARTMENT OF
JOB AND FAMILY SERVICES, MOTION TO DISMISS FOR FAILURE TO
PROSECUTE, FILED APRIL 30, 2012

ENTRY DISMISSING APPELLANT'S NOTICE OF APPEAL WITH PREJUDICE

Rendered this ____ day of June 2012.

CAIN, J.

This matter is before this Court on Appellee's, Ohio Department of Job and Family Services (hereinafter "Appellee"), Motion to Dismiss for Failure to Prosecute, filed April 30, 2012. This motion is unopposed and is now ripe for decision.

In the present matter, Appellee asks the Court, via Civ. R. 41(B)(1), to dismiss Appellant's Notice of Appeal due to Appellant's failure to prosecute this matter. Appellant filed his Notice of Appeal on February 10, 2012. On this date, a briefing schedule was issued. This schedule stated that Appellant had until April 20, 2012 in which to file a brief in support of his appeal. To date, Appellant has failed to file any brief in this matter. Since this is so, the Court agrees with Appellee that this matter should be dismissed, via Civ. R. 41(B)(1), for failure to prosecute on the part of Appellant. As such, Appellee's motion must be granted.

After review and consideration, the Court finds Appellee's, Ohio Department of Job and Family Services, motion to be well-taken, and is hereby GRANTED. Appellant's Notice of Appeal is hereby DISMISSED WITH PREJUDICE. This is a final appealable order and there is no just cause for delay.

IT IS SO ORDERED.

Copies to:

Seguy Francois
Appellant

Patricia V. Hoskins
Counsel for Appellee Ohio Department of Job and Family Services

Worthington Cylinder Corp.
Appellee

Franklin County Court of Common Pleas

Date: 06-14-2012
Case Title: SEGUY FRANCOIS -VS- DIRECTOR OHIO DEPT JOB FAMILY SERVICES ET AL
Case Number: 12CV001742
Type: DECISION/ENTRY

It Is So Ordered.

The image shows a handwritten signature in cursive that reads "David E. Cain". To the right of the signature is a circular official seal, which is partially obscured by the signature. The seal appears to be the official seal of the Franklin County Court of Common Pleas.

/s/ Judge David E. Cain

Court Disposition

Case Number: 12CV001742

Case Style: SEGUY FRANCOIS -VS- DIRECTOR OHIO DEPT JOB FAMILY
SERVICES ET AL

Case Terminated: 08 - Dismissal with/without prejudice

Final Appealable Order: Yes

Motion Tie Off Information:

1. Motion CMS Document Id: 12CV0017422012-04-3099980000
Document Title: 04-30-2012-MOTION TO DISMISS
Disposition: MOTION GRANTED