

IN THE COURT OF COMMON PLEAS
MAHONING COUNTY, OHIO

JOSEPH W. NOVACICH)

CASE NO. 2012 CV 1480

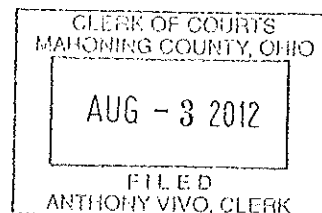
Appellant,)

Judge **MAUREEN A. SWEENEY**

vs.)

JUDGMENT ENTRY

OHIO DEPARTMENT OF)
JOB AND FAMILY SERVICES, et al.,)



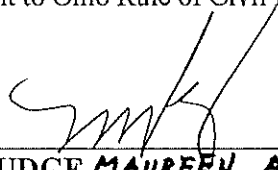
Appellees.)

This case is an Unemployment Compensation appeal. Appellant did not appeal the final administrative decision, issued on November 30, 2011, by the 30th day after the decision was mailed. Because an appeal to the Common Pleas Court within a 30-day period after issuance of the final administrative decision is mandatory pursuant to ORC § 4141.282 (A) in order to invoke the jurisdiction of the Court, this Court has no jurisdiction over this matter.

Further, the Notice of Appeal in the case at bar is an appeal of the same final administrative decision that was appealed in 2011 CV 4005, which was dismissed with prejudice on May 9, 2012, and which Appellant did not further appeal. Therefore, the matter appealed within is *res judicata*.

WHEREFORE, the Director's Motion to Dismiss /Motion for Summary Judgment is therefore well taken. This matter shall be and is hereby DISMISSED, with prejudice to refileing, and Summary Judgment shall be and is hereby GRANTED to Appellee, Director, ODJFS. The decision rendered herein is made in order to do substantial justice in this matter pursuant to Ohio Rule of Civil Procedure 8 (F).

9/03/11


JUDGE MAUREEN A. SWEENEY

THE CLERK SHALL SERVE NOTICE
OF THIS ORDER UPON ALL PARTIES
WITHIN THREE (3) DAYS PER CIVIL R.

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