

DANIEL M. HOBRIGAN
IN THE COURT OF COMMON PLEAS

2012 SEP -5 PM 2:30
COUNTY OF SUMMIT

BARBARA J. MORTON
SUMMIT COUNTY
CLERK OF COURTS)

Plaintiff)

-vs-)

OHIO DEPARTMENT OF JOB)
AND FAMILY SERVICES,)

Defendant)

CASE NO. CV 2012-04-2229

JUDGE ROWLANDS

ORDER

On April 20, 2012, the Plaintiff-Appellant, Barbara Morton, filed this administrative appeal from the final decision of the Ohio Unemployment Compensation Review Commission.

Defendant Akron Metropolitan Housing Authority filed a motion to dismiss on August 30, 2012.

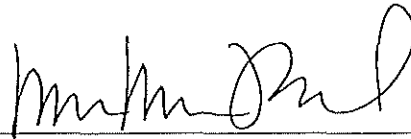
The certified record of proceedings in this matter was filed on June 14, 2012. Summit County Local Rule 19.03 (A) says, "Within thirty (30) days after the filing of the Record of Proceedings with the Clerk, the appellant shall file its assignments of error and brief." Local Rule 19.03 (D) says, "If the appellant fails to file its brief and assignments of error within the time provided, the Court may dismiss the appeal or otherwise dispose of the case as justice requires." Appellant's brief was due no later than July 16, 2012. Appellant has failed to file her required brief, and there has been no filing for additional time pursuant to Summit County Local Rule 19.03 (D). The Ninth District Court of Appeals has upheld the dismissal of an administrative appeal for failure to follow Summit County Local Rule 19.03. *Vales v Akron Metro. Hous. Auth.*, 2009 Ohio 6954.

Pro se litigants are subject to the same rules and procedures as a represented litigant.

Sherlock v Meyers, 9th Dist. No. 04CV336, 2004-Ohio-5178 citing, *Martin v Wayne Cty. Natl. Bank*, 9th Dist. No. 03CA0079, 2004-Ohio-4194; *Kilroy v B.H. Lakeshore Co.* (1996), 111 Ohio App. 3d 357, 363.

This administrative appeal is DISMISSED with prejudice. The decision of the review commission in this matter is hereby AFFIRMED. This is a final appealable order. There is no just cause for delay.

IT IS SO ORDERED.



JUDGE MARY MARGARET ROWLANDS

cc: Attorney Susan Sheffield
Barbara J. Morton