

**IN THE COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO**

FREWEINE BERHE,

Appellant,

vs.

**DIRECTOR, OHIO DEPARTMENT,
OF JOB & FAMILY SERVICES, et al.**

Appellees.

CASE NO. 13CV-1517

JUDGE GUY L. REECE

ENTRY OF REMAND

This cause came on to be heard upon an appeal from the final decision of the Ohio Unemployment Compensation Review Commission, issued on January 9, 2013, disallowing further review of the Hearing Officer's decision, issued on November 29, 2012. The Review Commission found that appellant was not available for work, and therefore not eligible for unemployment benefits.

After a review of the record, the Court hereby finds that appellant, **FREWEINE BERHE**, is able and available for work, according to the release signed by her medical services provider on January 18, 2013, included in the certified record. This release deems her able and available for unrestricted work, in accordance with the eligibility requirements of R.C. 4141.29(A)(4).

The Court further finds that the Review Commission did not issue a finding on the merits of the appellant's separation from her employment with the employer. RC 4141.01(R)(2); R.C. 4141.28(E); R.C. 4141.29(D)(2).

Wherefore, having found that appellant is able and available for work, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this matter is REMANDED to the Review


Commission for a *de novo* hearing concerning the merits of appellant Berhe's separation from employment with the employer, The Ohio State University. After such hearing, the Review Commission is to issue a final decision fully resolving appellant's claim for unemployment compensation benefits.

Costs of this matter shall be charged to the appellee, Director, Ohio Department of Job and Family Services.

Date: _____

JUDGE GUY L. REECE

/s/ David E. Lefton, with permission 4/30/13
DAVID E. LEFTON (0029438)
Senior Assistant Attorney General
Attorney for Appellee,
Director, ODJFS



ROBERT G, BYROM (0008933)
Attorney for Appellant,
Freweine Berhe

Due Diligence Notice of Entry of Remand
The Ohio State University
Unrepresented Appellee, non-appearing

Franklin County Court of Common Pleas

Date: 05-02-2013

Case Title: FREWEINE BERHE -VS- OHIO STATE DEPT JOB & FAMILY SERVICES DI ET AL

Case Number: 13CV001517

Type: ENTRY

It Is So Ordered.



/s/ Judge Guy L. Reece, II

Court Disposition

Case Number: 13CV001517

Case Style: FREWEINE BERHE -VS- OHIO STATE DEPT JOB &
FAMILY SERVICES DI ET AL

Case Terminated: 10 - Magistrate

Final Appealable Order: Yes