



FILED

IN THE COURT OF COMMON PLEAS

BUTLER COUNTY, OHIO

2013 MAY -3 AM 11:05

JEFFREY P. PACE :
Appellant, :
MARY L. SWAIN :
BUTLER COUNTY :
CLERK OF COURTS :

CASE NO. CV-2012-07-2771

JUDGE KEITH M. SPAETH

vs.

McSWAIN MFG. CORP., et al.

Appellees

ENTRY AND DECISION
AFFIRMING THE DECISION OF
THE UNEMPLOYMENT
COMPENSATION REVIEW
COMMISSION

✓ FINAL APPEALABLE ORDER

This administrative appeal arises from a decision of the Ohio Unemployment Compensation Review Commission ("Review Commission"). Appellant, Jeffrey Pace ("Appellant"), is appealing a decision by the Review Commission that denied unemployment compensation benefits to him after he was discharged from his employment with McSwain Manufacturing Corporation ("Employer"). Jurisdiction is properly before this Court pursuant to R.C. 4141.282 and this case is ripe for decision.

Under R.C. 4141.282 (H), this court's review is based upon the certified record provided by the Review Commission. This section also provides that, "[I]f the court finds that the decision of the commission was unlawful, unreasonable, or against the manifest weight of the evidence, it shall reverse, vacate, or modify the decision, or remand the matter to the commission. Otherwise, the court shall affirm the decision of the commission." The Review Commission found that the Appellant was discharged for just cause pursuant to R.C. 4141.29 (D)(2)(a).

After due consideration of the certified record of the Review Commission, the legal briefs filed by the parties, the oral arguments made by the parties, the factual determinations made by the Hearing Officer, and the applicable legal authority, the Court hereby finds that the decision of the Review Commission in this case should be affirmed pursuant to R.C. 4141.282 (H).

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the decision of the Review Commission is hereby AFFIRMED. Costs to the Appellant.



JUDGE KEITH M. SPAETH