

IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

PAUL J. BARTKO III,

Appellant,

vs.

DIRECTOR, OHIO DEPARTMENT
OF JOB AND FAMILY SERVICES,

Appellees.

CASE NO. CV-14-825469

JUDGE NANCY MARGARET RUSSO

FINAL JUDGMENT ENTRY

This case came on for consideration as a statutory unemployment compensation appeal filed by Appellant Paul Bartko III (Bartko) on April 17, 2014 under R.C. 4141.282. Bartko appeals from the *Decision* of the Ohio Unemployment Compensation Review Commission (UCRC) dated March 19, 2014 that held that Bartko was overpaid unemployment benefits by ODJFS between July 12, 2008 and March 13, 2010 in the amount of \$39,187.00 under R.C. 4141.35(A).

The Court hereby affirms and modifies the *Decision* of the UCRC as follows. Specifically, the Court hereby affirms the *Decision* of the UCRC that Bartko was overpaid unemployment benefits by ODJFS between July 12, 2008 and March 13, 2010 in the amount of \$39,187.00 pursuant to R.C. 4141.35. However, the Court hereby modifies the *Decision* of the UCRC and hereby finds that Bartko was overpaid unemployment benefits by ODJFS in the claim for reasons other than fraudulent misrepresentation pursuant to R.C. 4141.35(B).


Finally, the Court hereby modifies the *Decision* of the UCRC and ORDERS that no further penalty weeks or ineligibility period shall be imposed against Bartko with respect to this decision that he was overpaid unemployment benefits for reasons other than fraudulent misrepresentation under R.C. 4141.35(B). Final judgment is hereby granted in favor of Appellee, Director, Ohio Department of Job and Family Services. Costs to Appellant.



JUDGE NANCY MARGARET RUSSO

RECEIVED FOR FILING

AUG 11 2014

CUYAHOGA COUNTY
CLERK OF COURTS
By  Deputy