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

SHERMAE M. HUGHES  
Plaintiff

STATE OF OHIO UNEMPLOYMENT  
COMPENSATION ETC.  
Defendant

Case No: CV-14-825727

Judge: MICHAEL E JACKSON

**JOURNAL ENTRY**

96 DISP.OTHER - FINAL

MOTION TO DISMISS OF APPELLEE OHIO UNEMPLOYMENT COMPENSATION REVIEW COMMISSION ("UCRC"), FILED 08/07/2014, IS UNOPPOSED AND GRANTED. AS THE UCRC HAS CORRECTLY ARGUED, PLAINTIFF-APPELLANT FAILED TO NAME THE REQUIRED, PROPER DEFENDANTS TO THIS CASE, WHICH WOULD BE OHNH EMP., LLC (HER EMPLOYER) AND THE DIRECTOR OF THE OHIO DEPARTMENT OF JOB AND FAMILY SERVICES ("ODJFS"). THE THIRTY DAY TIME PERIOD TO APPEAL RAN ON 4/25/14 AND PLAINTIFF-APPELLANT HAS MADE NO EFFORT TO AMEND HER NOTICE OF APPEAL, EVEN AFTER THE UCRC FILED ITS MOTION TO DISMISS. AT THIS TIME, THE DEADLINE TO APPEAL AGAINST THE PROPER PARTIES RAN OVER FOUR MONTHS AGO. ALLOWING LEAVE TO AMEND WOULD NOT BE APPROPRIATE SINCE R.C. 4141.282 REQUIRES STRICT COMPLIANCE WITH THE THIRTY DAY TIME LIMITATION. SEE IN RE CLAIM OF KING, 62 OHIO ST.2D 87, 88 (1980), LUTON V. ODJFS, 8TH DIST. NO. 97966, 2012-OHIO-3963. FURTHER, THE UCRC IS NOT A PROPER PARTY IN UNEMPLOYMENT COMPENSATION APPEALS. PURSUANT TO R.C. 4141.282, THE UCRC ADJUDICATES THE ADMINISTRATIVE CLAIM AND IS NOT AN INTERESTED PARTY.

FOR ALL OF THE FOREGOING REASONS, THE UCRC'S MOTION TO DISMISS IS GRANTED. THIS CASE IS DISMISSED WITH PREJUDICE.  
COURT COST ASSESSED TO THE PLAINTIFF(S).

Judge Signature

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ANDREA F. ROCCO, CLERK