

FOR COURT USE ONLY
Line # 10

IN THE COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO



D111186955

ADRIAN MITCHELL,

Appellant,

vs.

ADMINISTRATOR OF
UNEMPLOYMENT REVIEW
COMMISSION, et al.

Appellees.

Case No. A 1407411

Judge John Andrew West

ENTERED
JUL 07 2015

ENTRY ADOPTING THE
MAGISTRATE'S DECISION

This case came to be heard upon appeals from the decisions of the Ohio Unemployment Compensation Review Commission ("Review Commission") that ordered Appellant Adrian Mitchell to repay unemployment benefits issued. By agreement of the parties, the Magistrate reversed and modified Decisions issued by the Review Commission in Docket No. H-2014014663 and H-2014014675. The Ohio Department of Job and Family Services ("ODJFS") was ordered to remove the overpayments and penalties associated with the Review Commissions' Decisions as the overpayments were identified as outside the jurisdictional limitations set forth in R.C. 4141.35. The objection period has expired and no objections to the decision were filed nor were there any extensions granted. WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the Magistrate's Decision is hereby affirmed.

Costs should be assessed to ODJFS. This is the final appealable order. There is no just reason for delay.

MAGISTRATE

JUL 02 2015

HAS SEEN

COURT OF COMMON PLEAS
ENTER
HON. JOHN ANDREW WEST
JUDGE JOHN ANDREW WEST
TO PARTIES PURSUANT TO CIVIL
RULE 58 WHICH SHALL BE TAXED
AS COSTS HEREIN.

IN THE COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO

ADRIAN MITCHELL,

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ADMINISTRATOR OF
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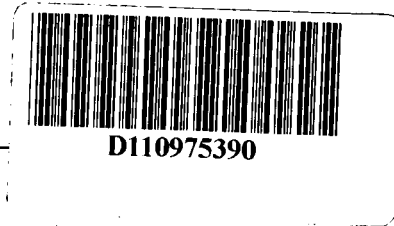
Appellees.

: Case No. A 1407411

: Judge John Andrew West

: Magistrate Michael Bachman

: **MAGISTRATE'S DECISION**



RENDERED THIS 15TH DAY OF JUNE, 2015

This matter is before the Court on Adrian Mitchell ("Appellant")'s appeal of two decisions issued by the Ohio Unemployment Compensation Review Commission ("Review Commission") that affirmed two decisions issued by the Ohio Department of Job and Family Services ("ODJFS") finding that Claimant was required to repay unemployment benefits issued under his account.

By agreement of the parties, the Court reverses and modifies both the October 16, 2014 decision of the Review Commission in Docket No. H-2014014663, and the October 17, 2014 decision of the Review Commission in Docket No. H-2014014675. ODJFS is ordered to remove all overpayments and penalties associated with the two decisions, as the overpayments were identified as outside of the jurisdictional limitations set forth in Ohio Revised Code 4141.35.

Court cost should be assessed to ODJFS.

6-15-15

DATE



MAGISTRATE MICHAEL BACHMAN

NOTICE

Objections to the Magistrate's Decision must be filed within fourteen days of the filing date of the Magistrate's Decision. A party shall not assign as error on appeal the court's adoption of any factual finding of fact or legal conclusion, whether or not specifically designated as a finding of fact or conclusion under Civ.R. 53(D)(3)(a)(ii), unless the party timely and specifically objects to that factual finding or legal conclusion as required by Civ.R. 53(D)(3)(b).

Copies sent by Clerk of Courts to:

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT COPIES OF THE FOREGOING DECISION HAVE BEEN SENT BY ORDINARY MAIL TO ALL PARTIES OR THEIR ATTORNEYS AS PROVIDED ABOVE.

Date: 6-17

Deputy Clerk: 