



90206681

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

RICHARD E. HARRELL
Plaintiff

Case No: CV-09-712169

Judge: JOSE A VILLANUEVA

GORBETT ENTERPRISES OF SOLON, INC., ET AL
Defendant

JOURNAL ENTRY

98 DISPOSED - FINAL

THIS CASE COMES BEFORE THE COURT ON APPEAL BY APPELLANT RICHARD HARRELL FROM A DECISION BY THE UNEMPLOYMENT COMPENSATION REVIEW COMMISSION PURSUANT TO OHIO R.C. 4141.29(D)(1). THE COMMISSION FOUND THAT CLAIMANT RICHARD HARRELL WAS DISCHARGED FROM HIS EMPLOYMENT WITH GORBETT ENTERPRISES OF SOLON DBA GREAT LAKES COLD STORAGE WITH JUST CAUSE AND THEREFORE WAS INELIGIBLE FOR UNEMPLOYMENT BENEFITS. THE PARTIES HAVE BRIEFED THE ISSUES AND THE COURT HAS CONSIDERED ALL ARGUMENTS AND REVIEWED THE RECORD. APPELLANT WAS TERMINATED PURSUANT TO A PROGRESSIVE DISCIPLINE POLICY THAT THE EMPLOYEE FOLLOWED. THE COURT AFFIRMS THE DECISION OF THE COMMISSION. THE COURT FINDS THAT THE COMMISSION'S DECISION WAS SUPPORTED BY THE EVIDENCE IN THE RECORD, AND WAS NOT UNLAWFUL, UNREASONABLE, OR AGAINST THE MANIFEST WEIGHT OF THE EVIDENCE. R.C. 4141.282(H); TZANGAS, PLAKAS & MANNOS V. ADMINISTRATOR, OHIO BUREAU OF EMPLOYMENT SERVS., 73 OHIO ST. 3D 694, 697, 1995-OHIO-2016.

COURT COST ASSESSED TO THE PLAINTIFF(S).

PURSUANT TO CIV.R. 58(B), THE CLERK OF COURTS IS DIRECTED TO SERVE THIS JUDGMENT IN A MANNER PRESCRIBED BY CIV.R. 5(B). THE CLERK MUST INDICATE ON THE DOCKET THE NAMES AND ADDRESSES OF ALL PARTIES, THE METHOD OF SERVICE, AND THE COSTS ASSOCIATED WITH THIS SERVICE.

Judge Signature

7/22/2015

Date

FILED

2015 JUL 22 P 2:20

CLERK OF COURTS
CUYAHOGA COUNTY