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COMMON PLEAS COURT
BERNIE GUILLET

IN THE COURT OF COMMON PLEAS, LUCAS COUNTY, OHIO

Rita Anes Carter,

*

Case No.: CI 11-6395

Plaintiff,

*

Honorable Gene A. Zmuda

vs.

*

ORDER

Westgate Limited Partnership, et al.,

*

Defendants.

*

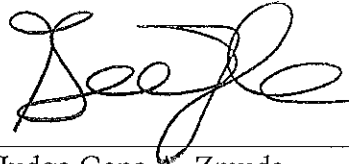
This matter comes before the Court on Plaintiff's Notice of Appeal and Defendant Director, Ohio Department of Job and Family Services' Motion Requesting Revised Briefing Schedule.

The Court notes that plaintiff filed her Notice of Appeal on November 7, 2011 relative to a decision disallowing her appeal for unemployment benefits. On December 20, 2011, the record for this administrative appeal was filed with this Court. Defendant Director, Ohio Department of Job and Family Services filed a Motion Requesting Briefing Schedule, pursuant to Loc. R. 5.03(B)¹, on January 30, 2012 which was granted on February 16, 2012 setting forth the briefing schedule. To-date, plaintiff has failed to comply with this Court's February 16, 2012 Judgment Entry by failing to file her brief in support of her administrative appeal.

¹Lucas County Court of Common Pleas, General Division, Local Rule 5.03(B) provides, in pertinent part, that "in all cases originating in administrative bodies and appealed to this court, the appellant shall serve and file a brief within 30 days after the date on which the record is filed." Loc. R. 5.03(B).

Consequently, the Court, *sua sponte*, dismisses this action for plaintiff's failure to comply with Local Rule 5.03(B) and this Court's February 16, 2012 Judgment Entry. This matter is hereby dismissed without prejudice. Additionally, in light of this Court's ruling, defendant Director, Ohio Department of Job and Family Services' Motion Requesting Revised Briefing Schedule is deemed moot and DENIED.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "Gene Zmuda", is written over a horizontal line.

Judge Gene A. Zmuda