

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

LETHA RICHARDS,	:	
	:	
Appellant	:	CASE NO. 13CVF-10930
	:	
vs.	:	JUDGE REECE
	:	
OHIO BOARD OF COSMETOLOGY,	:	
	:	
Appellee.	:	

**DECISION AND JUDGMENT ENTRY**  
**GRANTING MOTION TO DISMISS**  
**AND**  
**NOTICE OF FINAL APPEALABLE ORDER**

REECE, JUDGE

This matter is before the Court on a Motion to Dismiss filed on October 18, 2013.

This administrative appeal is governed by R.C. 119.12, which provides that “Any party desiring to appeal shall file a notice of appeal with the agency setting forth the order appealed from and stating that the agency’s order is not supported by reliable, probative and substantial evidence and is not in accordance with law.” The Tenth District Court of Appeals has held that to invoke the Court’s subject-matter jurisdiction, a notice of appeal must state “that the agency’s order is not supported by reliable, probative and substantial evidence and is not in accordance with law.” *Foreman v. Lucas Cty. Court of Common Pleas*, 189 Ohio App.3d 678, 2010-Ohio-4731, ¶15; *Siegler v. Ohio State University*, 10<sup>th</sup> Dist. No. 10AP-421, 2011-Ohio-2485, ¶5-6. The notice of appeal in this case does not contain the language required to invoke this Court’s subject-matter jurisdiction.

For the foregoing reasons, this case is DISMISSED. This is a final, appealable Order. Costs to Appellant.

Copies to:

Letha Richards, Appellant  
10311 Townley Court  
Aurora, OH 44202

Janyce C. Katz, Counsel for Appellee

Franklin County Court of Common Pleas

**Date:** 11-05-2013  
**Case Title:** LETHA RICHARDS -VS- OHIO STATE BOARD COSMETOLOGY  
**Case Number:** 13CV010930  
**Type:** DECISION/ENTRY

It Is So Ordered.

A handwritten signature in black ink, appearing to read "G. L. Reece, II", is written over a circular official seal. The seal is partially obscured by the signature and has a textured, dotted appearance. A long horizontal line extends from the end of the signature to the right.

/s/ Judge Guy L. Reece, II

Court Disposition

Case Number: 13CV010930

Case Style: LETHA RICHARDS -VS- OHIO STATE BOARD  
COSMETOLOGY

Case Terminated: 10 - Magistrate

Final Appealable Order: Yes

Motion Tie Off Information:

1. Motion CMS Document Id: 13CV0109302013-10-1899970000  
Document Title: 10-18-2013-MOTION TO DISMISS  
Disposition: MOTION GRANTED