

**IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO  
CIVIL DIVISION**

DARTANIAN SHELTON,	:	
	:	
Appellant,	:	
	:	Case No. 17CV-404
v.	:	
	:	(JUDGE FRYE)
OHIO BUREAU OF MOTOR	:	
VEHICLES, et al.,	:	
	:	
Appellees.	:	

**FINAL JUDGMENT**  
**GRANTING PROGRESSIVE’S MOTION TO DISMISS;**  
(Motion #1 Filed February 21, 2017)  
**and**  
**DISMISSING CASE AS MOOT.**

This is an administrative appeal. Appellant’s driver license and driving privileges were suspended “because [he] did not provide proof of automobile insurance or other financial responsibility coverage after [he] received a traffic ticket.” (Final Order of Suspension, attached to Compl.) Appellant filed a Notice of Appeal naming the Ohio Bureau of Motor Vehicles as well as Progressive. He asserts that he did have insurance at the time of his traffic stop, which he faxed to the BMV and attached to his Notice of Appeal.

On February 21, 2017, Appellee Progressive filed a motion to dismiss, arguing that the court does not have personal jurisdiction over it and that it was improperly named as a party on appeal. On February 22, 2017, Appellee BMV filed a “Suggestion of Mootness,” noting that appellant’s driver’s license was reinstated and the suspension of his driving privileges was lifted. Appellant has not filed a response to either of these documents.

Progressive’s motion is **GRANTED**. This appeal is **DISMISSED** as being moot since there are no triable issues remaining. Costs to be paid by plaintiff.

**\*\*\*THIS IS A FINAL APPEALABLE ORDER.\*\*\***

**IT IS SO ORDERED.**

Franklin County Court of Common Pleas

**Date:** 03-14-2017  
**Case Title:** DARTANIAN SHELTON -VS- OHIO BUREAU MOTOR  
VEHICLES ET AL  
**Case Number:** 17CV000404  
**Type:** JUDGMENT ENTRY

It Is So Ordered.

A handwritten signature in cursive script, "Richard A. Frye", is written over a circular official seal. The seal is partially obscured by the signature and has a textured, dotted appearance.

/s/ Judge Richard A. Frye

Court Disposition

Case Number: 17CV000404

Case Style: DARTANIAN SHELTON -VS- OHIO BUREAU MOTOR  
VEHICLES ET AL

Case Terminated: 18 - Other Terminations

Final Appealable Order: Yes

Motion Tie Off Information:

1. Motion CMS Document Id: 17CV0004042017-02-2199960000  
Document Title: 02-21-2017-MOTION TO DISMISS -  
DEFENDANT: PROGRESSIVE  
Disposition: MOTION GRANTED