

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

TUESDAY  
February 29, 2000

**MISCELLANEOUS DISMISSALS**

**99-2021. State ex rel. Miller Mem. Health Ctr. v. Indus. Comm.**

Franklin App. No. 98AP-1364. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. It appears from the records of this court that appellant has not filed a merit brief, due February 23, 2000, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

IT IS ORDERED by the court that this cause be, and hereby is, dismissed *sua sponte*.

IT IS FURTHER ORDERED that the appellees recover from the appellant their costs herein expended; and that a mandate be sent to the Court of Appeals for Franklin County to carry this judgment into execution; and that a copy of this entry be certified to the Clerk of the Court of Appeals for Franklin County for entry.