

[Cite as *Spurling v. Unknown*, 2002-Ohio-4983.]

IN THE COURT OF CLAIMS OF OHIO

LEDON SPURLING	:	
1760 Chase Avenue	:	
Cincinnati, Ohio 45223	:	Case No. 2002-06910-AD
Plaintiff	:	ORDER DISMISSING
	:	PLAINTIFF'S CASE
v.	:	
UNKNOWN	:	
Defendant	:	

: : : : : : : : : : : : : : : :

{¶1} THE COURT FINDS THAT:

{¶2} 1) On July 23, 2002, plaintiff, LeDon Spurling, filed a complaint but failed to name a proper defendant. Plaintiff also failed to submit the filing fee or an affidavit of indigency with the complaint;

{¶3} 2) On July 23, 2002, this court issued a notice that filing fee was not paid. The notice stated in pertinent part: "Your case may be dismissed unless you pay the required filing fee or file an affidavit of indigency prior to August 13, 2002.";

{¶4} 3) On July 25, 2002, this court issued a return of complaint form/direction to complete form notice. The notice required plaintiff to file a complaint form naming a state entity as defendant. The notice, in pertinent part, stated: "The completed complaint must be filed in this court before August 22, 2002. If the completed complaint is not returned to this office before the above date, your complaint will be dismissed.";

{¶5} 4) A check of the docket reveals plaintiff has neither submitted the filing fee or an affidavit of indigency nor submitted

the completed form complaint.

{¶6} IT IS ORDERED THAT:

{¶7} 1) Plaintiff's case is DISMISSED without prejudice;

{¶8} 2) The court shall absorb the court costs of this case.

DANIEL R. BORCHERT
Deputy Clerk

DRB/laa
9/5
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