

[Cite as *Savage v. Lebanon Corr. Inst.*, 2002-Ohio-6425.]

IN THE COURT OF CLAIMS OF OHIO

JAMES J. SAVAGE, #383-085	:	
P.O. Box 56	:	
Lebanon, Ohio 45036	:	Case No. 2001-09141-AD
Plaintiff	:	ORDER DISMISSING
	:	PLAINTIFF'S CASE
v.	:	
LEBANON CORRECTIONAL INST.	:	
Defendant	:	

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

For Defendant: Lebanon Correctional Institution  
P.O. Box 56  
Lebanon, Ohio 45036  
: : : : : : : : : : : : : : :

{¶1} THE COURT FINDS THAT:

{¶2} On February 7, 2002, this court issued an order (Jr. Vol. 695, Pgs. 5-6) finding plaintiff's affidavit of indigency was invalid and requiring plaintiff to submit the filing fee;

{¶3} On May 1, 2002, this court issued an order (Jr. Vol. 703, Pgs. 131-132) denying plaintiff's motion to reconsider this court's order of February 7, 2002 and requiring plaintiff to submit the filing fee on or before May 15, 2002;

{¶4} On May 8, 2002, plaintiff filed a motion to withdraw. Plaintiff wishes to withdraw his claim without prejudice based on his failure to pay the filing fee.

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{¶5} IT IS ORDERED THAT:

{¶6} Plaintiff's motion to withdraw is GRANTED;

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

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

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DANIEL R. BORCHERT  
Deputy Clerk

DRB/laa  
10/30  
Filed 11/13/02  
Jr. Vol. 725, Pgs. 17-18  
Sent to S.C. reporter 11/25/02