

[Cite as *Montgomery v. Unknown*, 2003-Ohio-4297.]

IN THE COURT OF CLAIMS OF OHIO

MARVIN MONTGOMERY :
Plaintiff :
v. : CASE NO. 2003-06425-AD
UNKNOWN : ENTRY OF DISMISSAL
Defendant :
: : : : : : : : : : : : : : : :

{¶1} On June 5, 2003, this court issued an entry dismissing Paul Mancino as defendant and ordering plaintiff to submit an amended complaint naming a state department, board, office, commission, agency, institution, or other state instrumentality as defendant on or before July 3, 2003. Plaintiff was also required either to pay the \$25 filing fee or to file a poverty statement with supporting documentation. Plaintiff has failed to comply with the court order. Therefore, plaintiff's action is DISMISSED, without prejudice, pursuant to Civ.R. 41(B)(1). The court shall absorb the costs of this case. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

Marvin Montgomery, #100-585
P.O. Box 5600
Cleveland, Ohio 44101

Plaintiff, Pro se

DRB/laa
7/23
Filed 7/31/03

Sent to S.C. reporter 8/14/03