

[Cite as *Buoscio v. Mansfield Correctional Inst.*, 2003-Ohio-839.]

IN THE COURT OF CLAIMS OF OHIO

SAMUEL L. BUOSCIO, #243-856 :
P.O. Box 45699 :
Lucasville, Ohio 45699 : Case No. 2002-09749-AD

Plaintiff : ORDER DISMISSING
PLAINTIFF'S CASE

v. :

MANSFIELD CORRECTIONAL :
INSTITUTION :

Defendant :

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

{¶1} THE COURT FINDS THAT:

{¶2} 1) On November 9, 2000, the Mahoning County Common Pleas Court filed a judgment entry declaring Samuel L. Buoscio, the plaintiff in the above captioned claim, a vexatious litigator pursuant to R.C. 2323.52(D)(1). The entry declaring Samuel L. Buoscio a vexatious litigator did not carry an expiration date;

{¶3} 2) As part of the November 9, 2000 judgment entry, Samuel L. Buoscio was barred from instituting legal proceedings in this court pursuant to R.C. 2323.52(D)(1))(b);

{¶4} 3) On November 1, 2002, Samuel L. Buoscio filed the instant action, Case No. 2002-09749-AD. On November 12, 2002, Samuel L. Buoscio submitted the \$25.00 filing fee. Samuel L. Buoscio did not submit any leave of court granting him permission to file this claim, Case No. 2002-09749-AD, as provided in R.C. 2323.52(D)(c).

{¶5} IT IS ORDERED THAT:

{¶¶} 1) Case No. 2002-09749-AD is dismissed with prejudice pursuant to 2323.52(I);

{¶7} 2) The clerk shall return the check representing the \$25.00 filing fee in Case No. 2002-09749-AD to Samuel L. Buoscio at his last known address;

{¶8} 3) Costs for this claim are assessed against Samuel L. Buoscio.

DANIEL R. BORCHERT
Deputy Clerk

DRB/laa
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