

IN THE COURT OF CLAIMS OF OHIO

NORMAN V. WHITESIDE :
Plaintiff : CASE NO. 2002-08742
v. : Judge Joseph T. Clark
Magistrate Steven A. Larson
MADISON CORRECTIONAL : JUDGMENT ENTRY
INSTITUTION, et al. :
Defendants :
: :

{¶1} This case was tried to a magistrate of the court. On February 17, 2004, the magistrate issued a decision recommending judgment in favor of defendants.

{¶2} Civ.R. 53 provides in relevant part: "A party may file written objections to the magistrate's decision within 14 days of the filing of a decision ***." Plaintiff did not file his objections to the magistrate's decision until March 3, 2004, more than 14 days after the magistrate's decision was issued. Defendants filed a motion to strike plaintiff's objections on March 10, 2004. Defendants' motion to strike is GRANTED and plaintiff's untimely filed objections are hereby STRICKEN. There being no objections to the magistrate's decision, the case is ripe for court review.

{¶3} Upon review of the record and the magistrate's decision, the court determines that there is no error of law or other defect on the face of the magistrate's decision. Therefore, the court adopts the magistrate's decision and recommendation as its own, including the findings of fact and conclusions of law contained

therein. Judgment is rendered in favor of defendants. Court costs are assessed against plaintiff. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

JUDGE

Entry cc:

Norman V. Whiteside, #184-313 Plaintiff, Pro se
Box 740
London, Ohio 43140-0740

Lisa M. Eschbacher Attorney for Defendants
Assistant Attorney General
150 East Gay Street, 23rd Floor
Columbus, Ohio 43215-3130

LP/cmd
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