

[Cite as *Bentley v. Ohio Dept. of Transp.*, 2004-Ohio-7091.]

IN THE COURT OF CLAIMS OF OHIO

JOHN BENTLEY :
Plaintiff :
v. : CASE NO. 2004-02679-AD
OHIO DEPARTMENT OF : ENTRY OF DISMISSAL
TRANSPORTATION :
Defendant :
:.....

{¶1} On February 23, 2004, plaintiff filed a complaint against defendant, Department of Transportation. On April 28, 2004, this court issued an entry denying defendant's motion to dismiss and on August 5, 2004, this court issued an entry denying defendant's amended motion to dismiss.

{¶2} On October 4, 2004, plaintiff submitted a letter indicating he has settled his claim with the City of Cincinnati and accordingly, wishes that his action against defendant be dismissed. On October 13, 2004, defendant filed a motion to dismiss also noting plaintiff had received a settlement from the City of Cincinnati. The court considers plaintiff's letter to be a motion for voluntary dismissal and it is GRANTED. Defendant's motion to dismiss is also GRANTED. Plaintiff's case is DISMISSED and the court costs of this case shall be absorbed by the court. The clerk shall serve upon all parties notice of this entry of dismissal and its date of entry upon the journal.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

John Bentley
8400 Willow Run Court
Cincinnati, Ohio 45243

Plaintiff, Pro se

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For Defendant

DRB/laa
10/14
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