

[Cite as *Ball v. Ohio Dept. of Transp.*, 2005-Ohio-6123.]

IN THE COURT OF CLAIMS OF OHIO

BRIAN BALL :
Plaintiff :
v. : CASE NO. 2005-05728-AD
DEPARTMENT OF TRANSPORTATION : ENTRY OF DISMISSAL
Defendant :
: : : : : : : : : : : : : : : :

{¶ 1} On April 21, 2005, plaintiff filed a complaint against defendant, the City of Akron. On April 22, 2005, this court issued an entry dismissing the City of Akron as defendant since the city is not a state entity as is required by R.C. 2743.02(D). On August 25, 2005, this court issued an entry naming the Department of Transportation as defendant and requiring plaintiff to submit the filing fee or a poverty statement or face dismissal of his case. A review of the docket reveals plaintiff has failed to submit either the filing fee or a poverty statement. Accordingly, plaintiff case is DISMISSED without prejudice. The court shall absorb the court costs of this case. 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:
Brian Ball
1494 S. Arlington Road
Suite B
Akron, Ohio 44306

Plaintiff, Pro se

Filed 10/27/05

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