

IN THE COURT OF APPEALS OF OHIO  
SIXTH APPELLATE DISTRICT  
SANDUSKY COUNTY

State ex rel. Liberty Mutual  
Insurance Co.

Court of Appeals No. S-04-019

Petitioner

v.

Judge Harry Sargeant, Sandusky  
County Court of Common Pleas

**DECISION AND JUDGMENT ENTRY**

Respondent

Decided: December 15, 2004

\* \* \* \* \*

William H. Keis, Jr., for petitioner.

Judge Harry Sargeant, pro se.

\* \* \* \* \*

SINGER, J.

{¶1} Relator, Liberty Mutual Insurance Company, filed a “Petition for Writ of Mandamus” requesting that this court compel respondent, Judge Harry Sargeant, to rule on a motion for summary judgment which has been pending for more than two years in Sandusky County Court of Common Pleas case number 01-CV-000480. We issued an alternative writ, ordering respondent to answer.

{¶2} Respondent moves this court to dismiss the action, stating that he has now ruled on the motion for summary judgment. Relator has filed nothing in opposition.

{¶3} Accordingly, the action for mandamus is dismissed. Court costs of this action are assessed to respondent.

PETITION DISMISSED.

Mark L. Pietrykowski, J.

\_\_\_\_\_  
JUDGE

Judith Ann Lanzinger, J.

\_\_\_\_\_  
JUDGE

Arlene Singer, J.  
CONCUR.

\_\_\_\_\_  
JUDGE