

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

Kenwood Gardens Association, LLC  
dba Kenwood Garden Apartments

Appellee

Court of Appeals No. L-10-1315

Trial Court No. CVF-10-02683

v.

Cecelia P. Shorter and LaDonna Shorter

Appellants

**DECISION AND JUDGMENT**

Decided: May 17, 2011

\* \* \* \* \*

Cecelia P. Shorter and LaDonna G. Shorter, pro se.

\* \* \* \* \*

PER CURIAM.

{¶ 1} This matter is before the court on a motion filed by appellants, Cecelia and LaDonna Shorter, on May 5, 2011. In their motion, appellants ask this court to consider evidence from a separate trial court case, CVG-09-16572, in deciding this appeal, which is taken from the trial court's judgment in case No. CVF-10-02683.

{¶ 2} A review of the record shows that appellants previously asked this court to consider evidence from case No. CVG-09-16572 in deciding a motion for contempt and

damages they brought against appellee, Morgan Properties, d/b/a/ Kenwood Gardens Apartments. On February 15, 2011, we issued a decision and judgment in which we stated:

{¶ 3} "In a decision issued on December 6, 2010, this court denied appellants' motion to consolidate the record in this appeal with that of two prior actions between the parties, specifically, case Nos. CVG-09-16572, and CVF-09-01168. Accordingly, only the trial court's record in case No. CVF-10-02683 can be properly considered by this court. See *State v. Ishmail* (1987), 54 Ohio St.2d 402, paragraph one of the syllabus."

{¶ 4} On consideration, appellant's motion to add the record in trial court case No. CVG-09-16572 to the record in this case is not well-taken and is denied.

MOTION DENIED.

Peter M. Handwork, J.

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JUDGE

Arlene Singer, J.

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JUDGE

Thomas J. Osowik, P.J.  
CONCUR.

\_\_\_\_\_  
JUDGE

This decision is subject to further editing by the Supreme Court of Ohio's Reporter of Decisions. Parties interested in viewing the final reported version are advised to visit the Ohio Supreme Court's web site at:  
<http://www.sconet.state.oh.us/rod/newpdf/?source=6>.