

[Cite as *State ex rel. Thompson v. Corrigan*, 2001-Ohio-4149.]

COURT OF APPEALS OF OHIO EIGHTH DISTRICT

COUNTY OF CUYAHOGA

NO. 80279

STATE OF OHIO EX REL. TONY	:	
THOMPSON	:	
Relator	:	JOURNAL ENTRY
	:	
	:	and
vs.	:	
	:	OPINION
	:	
JUDGE DANIEL O. CORRIGAN	:	
	:	
Respondent	:	

CHARACTER OF PROCEEDING:	PETITION FOR WRIT OF MANDAMUS (Motion No. 33453)
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JUDGMENT:	WRIT DENIED.
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DATE OF JOURNALIZATION:	November 29, 2001
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APPEARANCES:

For Relator:	TONY THOMPSON, <i>Pro Se</i> Inmate No. 406-780 Richland Correctional Institution P.O. Box 8107 Mansfield, Ohio 44901
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For Respondent:	WILLIAM D. MASON Cuyahoga County Prosecutor DIANE SMILANICK, Assistant 1200 Ontario Street, 8 th Floor Cleveland, Ohio 44113
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COLLEEN CONWAY COONEY, J.:

The relator, Tony Thompson, has filed a complaint for a writ of mandamus. The relator seeks an order from this court which requires the respondent, Judge Daniel O. Corrigan, to grant two hundred and thirty (230) days of pre-conviction jail-time credit in the underlying case of *State v. Thompson*, Cuyahoga County Court of Common Pleas Case No. CR-372501. The respondent has filed a motion for summary judgment.

Attached to the respondent's motion for summary judgment is a copy of a judgment entry, journalized on October 23, 2001, which demonstrates that the relator has been granted pre-conviction jail-time credit in the amount of two hundred and thirty days in CR-372501. The relator's request for a writ of mandamus is thus moot.

State ex rel. Gantt v. Coleman (1983), 6 Ohio St.3d 5, 450 N.E.2d 1163; *State ex rel. Jerningham v. Cuyahoga County Court of Common Pleas* (1996), 74 Ohio St.3d 278, 658 N.E.2d 723.

Accordingly, we grant the respondent's motion for summary judgment. Costs to relator. It is further ordered that the Clerk of the Eighth District Court of Appeals shall serve upon all parties, pursuant to Civ.R. 58(B), notice of this judgment and date of entry.

Writ denied.

JAMES D. SWEENEY, P.J., and

FRANK D. CELEBREZZE, JR., J., CONCUR

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COLLEEN CONWAY COONEY
JUDGE