

[Cite as *State ex rel. Lewis v. McMonagle*, 2002-Ohio-471.]

COURT OF APPEALS OF OHIO, EIGHTH DISTRICT

COUNTY OF CUYAHOGA

NO. 80385

S/O EX REL., JESSE LEWIS	:	
	:	
Relator	:	
	:	JOURNAL ENTRY
	:	
-vs-	:	AND
	:	
	:	OPINION
JUDGE RICHARD J. McMONAGLE	:	
	:	ORIGINAL ACTION
Respondent	:	
	:	MOTION NOS. 33647 AND 34405

CHARACTER OF PROCEEDINGS	:	PETITION FOR WRIT OF
	:	MANDAMUS.

JUDGMENT	:	WRIT DENIED.
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DATE OF JOURNALIZATION	:	FEBRUARY 7, 2002
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APPEARANCES:

For Relator:	Jesse Lewis, Pro Se
	Inmate No. 399-949
	2000 South Avon-Belden Road
	Grafton, Ohio 44044

For Respondent:	William D. Mason
	Cuyahoga County Prosecutor
	By: Diane Smilanick
	Assistant Prosecutor
	1200 Ontario Street, 9 th Floor
	Cleveland, Ohio 44113

ANNE L. KILBANE, J.:

Jesse Lewis seeks a writ of mandamus to require the respondent, Judge Richard McMonagle, to grant jail-time credit in the underlying case of *State v. Lewis*, Cuyahoga County Court of Common Pleas Case No. CR-386013. The entry, journalized on December 4, 2001, attached to the judge's supplemental motion for summary judgment, grants Lewis' ninety-four (94) days of jail-time credit. Lewis' request for a writ of mandamus is moot.¹ We grant the judge's motions for summary judgment. Costs to relator.

It is ordered that the Clerk of Court serve upon all parties notice of this judgment, pursuant to Civ.R. 58(B).

Writ denied.

JUDGE
ANNE L. KILBANE

DIANE KARPINSKI, ADM. J., and
KENNETH A. ROCCO, J., CONCUR.

¹*State ex rel. Grantt v. Coleman* (1983, 6 Ohio St.3d 5, 450 N.E.2d 1163; *State ex rel. Jerningham v. Cuyahoga County court ofcommon Pleas* (1996), 74 Ohio St.3d 278, 658 N.E.2d 723.