

[Cite as *State ex rel. Ranta v. McCafferty*, 2004-Ohio-52.]

COURT OF APPEALS OF OHIO, EIGHTH DISTRICT

COUNTY OF CUYAHOGA

No. 83375

STATE OF OHIO, EX REL.,	:	ORIGINAL ACTION
DANA M. RANTA	:	
	:	JOURNAL ENTRY
Relator	:	AND
	:	OPINION
vs.	:	
	:	
JUDGE BRIDGET M. McCAFFERTY	:	
	:	
Respondent	:	

DATE OF JOURNALIZATION: JANUARY 7, 2004

CHARACTER OF PROCEEDINGS: WRIT OF MANDAMUS

JUDGMENT: Writ Denied
Order No. 355443
Motion No. 352724

APPEARANCES:

For Relator:	DANA M. RANTA
	Inmate No. A399-741
	Lake Erie Correctional Inst.
	P.O. Box 8000

Conneaut, Ohio 44030-8000

For Respondent:

WILLIAM D. MASON, ESQ.
Cuyahoga County Prosecutor
BY: SHERRY F. McCREARY, ESQ.
Assistant County Prosecutor
Justice Center - 9th Floor
1200 Ontario Street
Cleveland, Ohio 44113

TIMOTHY E. McMONAGLE, J.

{¶1} Relator requests that this court compel respondent judge to issue findings of fact and conclusions of law with respect to the petition for delayed postconviction relief filed by relator in *State v. Ranta*, Cuyahoga County Court of Common Pleas case Nos. CR-401452, 401453, 401627, 401916, 401709 and 402729 on April 15, 2003.

{¶2} Respondent has filed a motion for summary judgment attached to which is a copy of the findings of fact and conclusions of law issued by respondent and received for filing by the clerk on September 23, 2003. Relator has not opposed the motion. Respondent argues that this action in mandamus is, therefore, moot. We agree.

{¶3} Accordingly, respondent's motion for summary judgment is granted. Relator to pay costs. The clerk is directed to serve upon the parties notice of this judgment and its date of entry upon the journal. Civ.R. 58(B).

{¶4} The writ is denied.

Writ denied.

KENNETH A. ROCCO, A.J., and DIANE KARPINSKI, J., concur.