

[Cite as *State ex rel. Bluford*, 2005-Ohio-4006.]

COURT OF APPEALS OF OHIO, EIGHTH DISTRICT
COUNTY OF CUYAHOGA
No. 86495

STATE OF OHIO, ex rel., : ORIGINAL ACTION
ROLAND BLUFORD

Relator : JOURNAL ENTRY

vs. : AND

EILEEN A. GALLAGHER, JUDGE : OPINION

Respondent :

:

DATE OF JOURNALIZATION : AUGUST 3, 2005

CHARACTER OF PROCEEDING : WRIT OF MANDAMUS

JUDGMENT : Writ Denied
Motion No. 372984

APPEARANCES:

For Relator: ROLAND BLUFORD, pro se
Inmate No. 359-667
P.O. Box 788
1150 North Main Street
Mansfield, Ohio 44901-0788

For Respondent: WILLIAM D. MASON
Cuyahoga County Prosecutor
DIANE SMILANICK
Assistant County Prosecutor
Justice Center - 8th Floor
1200 Ontario Street
Cleveland, Ohio 44113

MARY EILEEN KILBANE, J.:

{¶ 1} Roland Bluford seeks a writ of mandamus to compel Judge Eileen Gallagher to issue findings of fact and conclusions of law with regard to a petition for postconviction relief that was filed in the underlying case of *State v. Bluford*, Cuyahoga County Court of Common Pleas Case No. CR-360788. Judge Gallagher has filed a motion for summary judgment.

{¶ 2} Attached to Judge Gallagher's motion for summary judgment is a copy of findings of fact and conclusions of law, journalized on June 13, 2005, filed in Case No. CR-360788. This action is now moot. *State ex rel. Jerningham v. Cuyahoga County Court of Common Pleas* (1996), 74 Ohio St.3d 278, 658 N.E.2d 723; *State ex rel. Gantt v. Coleman* (1983), 6 Ohio St.3d 5, 450 N.E.2d 1163.

{¶ 3} Accordingly, Judge Gallagher's motion for summary judgment is granted. Clerk to serve notices to all parties as provided in Civ.R. 58(B). Costs to Judge Gallagher.

Writ denied.

MARY EILEEN KILBANE
JUDGE

COLLEEN CONWAY COONEY, P.J., CONCURS

KENNETH A. ROCCO, J., CONCURS

