

[Cite as *State ex rel. Harrington v. Russo*, 2010-Ohio-1765.]

Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT
COUNTY OF CUYAHOGA

JOURNAL ENTRY AND OPINION
No. 94867

**STATE OF OHIO, EX REL.
ISAAC E. HARRINGTON**

RELATOR

VS.

HONORABLE JUDGE JOSEPH D. RUSSO

RESPONDENT

**JUDGMENT:
COMPLAINT DISMISSED**

Writ of Mandamus

Order No. 432308

RELEASE DATE:

FOR RELATOR

Isaac E. Harrington, pro se
Inmate No. 580-283
P.O. Box 540
St. Clairsville, Ohio 43950

ATTORNEY FOR RESPONDENT

William D. Mason
Cuyahoga County Prosecutor
9th Floor Justice Center
1200 Ontario Street
Cleveland, Ohio 44113
ANN DYKE, J.:

{¶ 1} Isaac E. Harrington has filed a complaint for a writ of mandamus. Harrington seeks an order from this court, which requires Judge Joseph D. Russo to issue a ruling on his motion for additional jail-time credit in *State v. Harrington*, Cuyahoga County Court of Common Pleas Case Nos. CR-500138 and CR-503937.

{¶ 2} A review of the dockets in Cuyahoga County Court of Common Pleas Case Nos. CR-500138 and CR-503937 demonstrates that Judge Russo granted Harrington's motion for jail-time credit on February 26, 2010, and ordered additional jail-time credit in the amount of forty-five days. Harrington's request for a writ of mandamus is moot. *State ex rel. Jerningham v. Cuyahoga Cty. Court of*

Common Pleas, 74 Ohio St.3d 278, 1996-Ohio-117, 658 N.E.2d 723; *State ex rel. Gantt v. Coleman* (1983), 6 Ohio St.3d 5, 450 N.E.2d 1163. It must also be noted that any error associated with the calculation of jail-time credit must be addressed through an appeal. *State ex rel. Britton v. Foley-Jones* (Mar. 5, 1998), Cuyahoga App. No. 73646; *State ex rel. Spates v. Sweeney* (Apr. 17, 1997), Cuyahoga App. No. 71986.

{¶ 3} Accordingly, we sua sponte dismiss Harrington’s complaint for a writ of mandamus. Costs to Harrington. It is further ordered that the Clerk of the Eighth District Court of Appeals serve notice of this judgment upon all parties as required by Civ.R. 58(B).

Complaint dismissed.

ANN DYKE, JUDGE

MARY EILEEN KILBANE, P.J., and
COLLEEN CONWAY COONEY, J., CONCUR