

[Cite as *State ex rel. Cornwall v. Sutula*, 2015-Ohio-3358.]

Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT
COUNTY OF CUYAHOGA

JOURNAL ENTRY AND OPINION
No. 103106

**STATE OF OHIO, EX REL.
MELBORN CORNWALL**

RELATOR

vs.

KATHLEEN A. SUTULA, JUDGE

RESPONDENT

**JUDGMENT:
WRIT DENIED**

Writ of Procedendo
Motion No. 487011
Order No. 487481

RELEASE DATE: August 19, 2015

FOR RELATOR

Melborn Cornwall, pro se
Inmate No. 654088
Richland Correctional Institution
1001 Olivesburg Road
Mansfield, Ohio 44901

ATTORNEYS FOR RESPONDENT

Timothy J. McGinty
Cuyahoga County Prosecutor
By: James E. Moss
Assistant County Prosecutor
The Justice Center
1200 Ontario Street
Cleveland, Ohio 44113

KATHLEEN ANN KEOUGH, J.:

{¶1} Melborn Cornwall has filed a complaint for a writ of procedendo. Cornwall seeks an order from this court that requires Judge Kathleen Ann Sutula to render a ruling with regard to a motion to correct void sentence he filed on November 12, 2014 in *State v. Cornwall*, Cuyahoga C.P. No. CR-14-583023-A.

{¶2} Attached to Judge Sutula's motion for summary judgment is a copy of a judgment entry, journalized on June 30, 2015, which demonstrates that a ruling has been rendered with regard to the subject motion. The complaint for a writ of procedendo is now 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*, 6 Ohio St.3d 5, 450 N.E.2d 1163 (1983).

{¶3} Judge Sutula's motion for summary judgment is granted. Costs waived. The court directs the clerk of courts to serve all parties with notice of this judgment and its date of entry upon the journal as required by Civ.R. 58(B).

{¶4} Writ denied.

KATHLEEN ANN KEOUGH, JUDGE

FRANK D. CELEBREZZE, JR., A.J., and
EILEEN A. GALLAGHER, J., CONCUR