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UNITED STATES DISTRICT COURT

SOUTHERN

DISTRICT OF

OHIO

BATAVIA WOODS, LLC,

Plaintiff,

V.

JANE WAINRIGHT, et al.,

Defendants.

**JUDGMENT IN A CIVIL CASE**

Case Number: 1:13-cv-00696

- Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

## IT IS ORDERED AND ADJUDGED

...the Court GRANTS the Motion to Dismiss All Claims Against the State of Ohio Defendants (doc. 14) (Thirty-Sixth through Fifty-Fifth Causes of Action are hereby DISMISSED, with the Court noting the absence of a Forty-Third or Forty-Fourth Cause of Action brought against any Defendant); DENIES AS MOOT that portion of Plaintiff Batavia Woods' Motion to Voluntarily Dismiss (doc. 25) as it relates to the State of Ohio Defendants but GRANTS that portion of it as it relates to Defendants H.O.M.E. and Latonya Springs (Twenty-Eighth, Twenty-Ninth, Thirty-Fourth (labeled in error as "Twenty-Fourth" but falling sequentially between the Thirty-Third and Thirty-Sixth Causes of Action) and Thirty-Fifth Causes of Action are hereby DISMISSED); DENIES AS MOOT the Joint Motion to Stay Discovery (doc. 101) between Plaintiff Batavia Woods and Cross-Defendant McDowell and the State of Ohio Defendants; and GRANTS Plaintiff Batavia Woods and Cross-Defendant McDowell's Motion to Remand (as filed originally (doc. 24) and as renewed (doc. 104)) and thus REMANDS the remainder of this case to the Clermont County Court of Common Pleas.

2/24/2014

JOHN P. HEHMAN, CLERK

Date

Clerk

s/Kevin Moser

(By) Deputy Clerk