

UNITED STATES DISTRICT COURT
for the
Southern District of Ohio

DARRYL W. TUCKER
Plaintiff
v.
WARDEN, CHILLICOTHE CORRECTIONAL INSTIT
Defendant

Civil Action No. 3:09-CV-000271 WHR

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

[ ] the plaintiff (name) recover from the defendant (name) the amount of dollars (\$ ), which includes prejudgment interest at the rate of %, plus postjudgment interest at the rate of %, along with costs.

[ ] the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) recover costs from the plaintiff (name)

[x] other: that Petitioner Darryl W. Tucker take nothing and that Judgment be and hereby is entered in favor of Respondent Warden, Chillicothe Correctional Institution. Petitioner's anticipated Request to Appeal In Forma Pauperis and for Certificate of Appealability is DENIED.

This action was (check one):

[ ] tried by a jury with Judge presiding, and the jury has rendered a verdict.

[ ] tried by Judge without a jury and the above decision was reached.

[x] decided by Judge Walter H. Rice on a motion for Order for Report and Recommendations

Date: 09/14/2009

CLERK OF COURT

s/ S. COATS

Signature of Clerk or Deputy Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
Western DIVISION

DARRYL W. TUCKER :  
*Plaintiff* :  
 :  
vs : Case Number: 3:09-CV-000271 WHR  
 :  
WARDEN, CHILLICOTHE CORRECTIVE :  
*Defendant* :

NOTICE OF DISPOSAL PER SOUTHERN DISTRICT OF OHIO LOCAL RULES  
79.2(a)&(b)

The above captioned matter has been terminated on 09/14/2009.

If applicable to this case, the disposal date will be six (6) months from the above termination date.

Rule 79.2(a) Withdrawal by Counsel:

All depositions, exhibits or other materials filed in an action or offered in evidence shall not be considered part of the pleadings in the action, and unless otherwise ordered by the Court, shall be withdrawn by counsel without further Order within six (6) months after final termination of the action.

Rule 79.2 (b) Disposal by the Clerk

All depositions, exhibits or other materials not withdrawn by counsel shall be disposed of by the Clerk as waste at the expiration of the withdrawal period.

JAMES BONINI, CLERK

By: s/ S. COATS  
Deputy Clerk