

“Except in the case of maintaining, repairing, erecting traffic signs on, or pavement marking of state highways within villages, which is mandatory as required by section 5521.01 of the Revised Code, and except as provided in section 5501.49 of the Revised Code, no duty of constructing, reconstructing, widening, resurfacing, maintaining, or repairing state highways within municipal corporations, or the bridges and culverts thereon, shall attach to or rest upon the director . . .”;

{¶8} 2) The roadway where plaintiff’s incident occurred was not within the maintenance responsibility of defendant.

{¶9} IT IS ORDERED THAT:

{¶10} 1) Defendant’s motion to dismiss is GRANTED;

{¶11} 2) Plaintiff’s case is DISMISSED;

{¶12} 3) The court shall absorb the court costs of this case in excess of the filing fee.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

Joyce D. Kosloff Plaintiff, Pro se
2910 Narrows Road
Perry, Ohio 44081-9593

Thomas P. Pannett P.E.
Assistant Legal Counsel
Department of Transportation
1980 West Broad Street
Columbus, Ohio 43223

For Defendant