

[Cite as *Fears v. Montgomery Educational & Pre-Release*, 2003-Ohio-3606.]

IN THE COURT OF CLAIMS OF OHIO

| | | |
|---|---|------------------------|
| JASON FEARS | : | |
| Plaintiff | : | |
| v. | : | CASE NO. 2003-03060-AD |
| MONTGOMERY EDUCATIONAL AND PRE RELEASE | : | <u>ENTRY</u> |
| Defendant | : | |
| | : | |

{¶1} On March 7, 2003, plaintiff was required to either pay the \$25 filing fee or to file a poverty statement. On April 24, 2003, defendant filed a motion to dismiss based on plaintiff's failure to submit the filing fee or a poverty statement. In the alternative, defendant filed a motion to extent time if the motion to dismiss is not granted. Plaintiff has failed to comply with the court's notice.

{¶2} Defendant's motion to dismiss is GRANTED and plaintiff's case is DISMISSED without prejudice. Defendant's motion to extend time is MOOT. The court shall absorb the costs of this case. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

Jason Fears #427-288
5207 Ravenna Street

Plaintiff, Pro se

