



{¶ 4} Plaintiff has not filed a response to defendant's motion to dismiss.

{¶ 5} R.C. 2743.16(A) in pertinent part states:

{¶ 6} "Subject to division (B) of this section, civil actions against the state . . . shall be commenced *no later than two years after the date of accrual of the cause of action* or within any shorter period that is applicable to similar suits between private parties." (Emphasis added.)

{¶ 7} The facts reveal that the slip and fall incident occurred on January 5, 2004, and plaintiff did not submit her complaint until January 13, 2006, over two years later. Pursuant to R.C. 2743.16(A), plaintiff's claim was not timely filed and accordingly, her complaint shall be dismissed.

{¶ 8} Having considered all the evidence in the claim file and, for the reasons set forth above, defendant's motion to dismiss is GRANTED. Plaintiff's case is DISMISSED. The court shall absorb the court costs of this case. The clerk shall serve upon all parties notice of this entry of dismissal and its date of entry upon the journal.

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DANIEL R. BORCHERT  
Deputy Clerk

Entry cc:

T. Michele Fleck  
9659 N. Six Lakes Road  
Six Lakes, Michigan 48886

Plaintiff, Pro se

Thomas P. Pannett, P.E.

For Defendant

Case No. 2006-01262-AD

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ENTRY

Assistant Legal Counsel  
Department of Transportation  
1980 West Broad Street  
Columbus, Ohio 43223

DRB/laa

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Filed 5/12/06

Sent to S.C. reporter 2/28/07