

**IN THE COURT OF APPEALS
ELEVENTH APPELLATE DISTRICT
LAKE COUNTY, OHIO**

STATE OF OHIO ex rel. OTIS S. MILLER,	:	PER CURIAM OPINION
Relator,	:	
- vs -	:	CASE NO. 2020-L-047
LAKE COUNTY SHERIFF	:	
DEPARTMENT, et al.,	:	
Respondents.	:	

Original Action for Writ of Replevin.

Judgment: Petition dismissed.

Otis S. Miller, pro se, PID: A754-280, Richland Correctional Institution, 1001 Olivesburg Road, P.O. Box 8107, Mansfield, OH 44905 (Relator).

David M. Smith and Terence L. Williams, Mazanec, Raskin & Ryder Co., L.P.A., 100 Franklin's Row, 34305 Solon Road, Cleveland, OH 44139 (For Respondent, Lake County Sheriff Department).

Joseph M. Gurley, Painesville City Law Director, 240 East Main Street, Painesville, OH 44077 (For Respondent, Painesville Police Department).

PER CURIAM.

{¶1} Relator, Otis S. Miller, has filed an original action for writ of replevin in this matter. Respondents, Lake County Sheriff Department, et al., have filed a motion to dismiss, pursuant to Civ.R. 12(B)(6).

{¶2} The jurisdiction of a court of appeals to hear original actions, however, is defined in the Ohio Constitution:

{¶3} The courts of appeals shall have original jurisdiction in the following:

{¶4} (a) Quo warranto;

{¶5} (b) Mandamus;

{¶6} (c) Habeas corpus;

{¶7} (d) Prohibition;

{¶8} (e) Procedendo;

{¶9} (f) In any cause on review as may be necessary to its complete determination. Ohio Const. Art. IV, Section 3(B)(1).

{¶10} This court has no original jurisdiction to consider an action in replevin. Respondents' motion is therefore granted and relator's petition is dismissed.

CYNTHIA WESTCOTT RICE, J., MATT LYNCH, J., MARY JANE TRAPP, J., concur.