

Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

OHIO POLICE & FIRE PENSION FUND

Case No. 2006-06507-AD

Plaintiff

Deputy Clerk Daniel R. Borchert

v.

ENTRY OF DISMISSAL

THE OHIO STATE UNIVERSITY

Defendant

{¶1} On October 11, 2006, plaintiff, Ohio Police and Fire Pension Fund, filed a complaint against defendant, The Ohio State University. Plaintiff alleges on July 11, 2006, at approximately 10:40 a.m., a van owned and operated by an employee of plaintiff was struck by a malfunctioning security gate causing damage to the vehicle. Plaintiff asserted the security gate was owned and operated by the defendant, The Ohio State University. Due to defendant's negligence, plaintiff seeks damages in the amount of \$385.05. Plaintiff submitted the filing fee with the complaint.

{¶2} On December 11, 2006, defendant filed an investigation report. Defendant's investigation revealed the security gate in question was owned and operated by the Ohio Building Authority not defendant.

{¶3} On January 4, 2007, plaintiff filed a motion to dismiss the complaint. Plaintiff's motion to dismiss is GRANTED. Plaintiff's case is DISMISSED. The court shall absorb the court costs of this case in excess of the filing fee. The clerk shall serve upon all parties notice of this entry of dismissal and its date of entry upon the journal.

DANIEL R. BORCHERT
Deputy Clerk

[Cite as *Ohio Police & Fire Pension Fund v. Ohio State Univ.*, 2007-Ohio-1756.]

Entry cc:

Timothy J. Rankin
140 East Town Street
Columbus, Ohio 43215

Mary G. Menkedick Ionno
Associate Legal Counsel
The Ohio State University Office of Legal Affairs
33 West Eleventh Avenue, Suite 209
Columbus, Ohio 43201

DRB/laa
2/2
Filed 2/26/07
Sent to S.C. reporter 4/13/07