

IN THE MUNICIPAL COURT OF CUYAHOGA FALLS

SUMMIT COUNTY, OHIO

AMDA

CASE NO. 97 CUG 1293

Plaintiff

vs

NY-5180-177 712 MP 11

Defendant

MAGISTRATE'S DECISION

The following facts were determined: 1. Plaintiff wa (was) (was not) found to have a possessory interest in the premises set forth in the complaint, as owner (owner)(lessor)(lessee)(agent for _____)(other: _____)

2. A lawful statutory notice was (was)(was not) properly served on the defendant on 5-9-97 (date) which was (was)(was not) at least three (3) days before the complaint was filed. 3. Facts entitling (plaintiff)

(defendant) to judgment plaintiff did not comply with notice requirement of N.C. 5321.11. Found that tenant's conduct (leaving candle unattended during power outage) violation of N.C. 5321.05 materially affecting health and safety, requiring compliance with such notice requirement.

RECOMMENDATION

I recommend that a writ not be (be) (not be) allowed.

~~I further recommend that the second cause be continued.~~

9-8-97 (date)

[Signature]
MAGISTRATE

CUYAHOGA FALLS
OHIO

SEP 8 11 52 AM '97

MUNICIPAL COURT
OF

JUDGMENT ENTRY

The decision of the Magistrate is hereby approved.

It is the judgment of the Court that a writ of restitution may not (may) (may not) issue. Costs to be paid by plaintiff (plaintiff) (defendant).

[Signature]
JUDGE