

THE MUNICIPAL COURT OF AKRON  
SUMMIT COUNTY, OHIO

Masley & Masley  
Properties LTD, et al  
PLAINTIFF

CASE NO. 99 6 3616

MAGISTRATE'S DECISION  
WITH FINDINGS OF FACT  
AND CONCLUSIONS OF LAW

APPROVED  
MAY 24 P 3:10  
MUNICIPAL COURT  
CLERK

v.  
Terri Graham  
DEFENDANT

The following facts were determined:

1) This case was set for hearing before the magistrate on the 21 day of May, 1999. The plaintiff (was) (was not) in court (with) (by) counsel. The defendant (was) (was not) in court (with) (by) counsel.

2) Plaintiff (was) not found to have a possessory interest in the premises as set forth in the complaint, as owner/lessor/lessee's agent for: 576 LOVERS LANE AKRON OH  
other: \_\_\_\_\_

3) Tenancy pursuant to (lease) (Section 8 lease) (month to month) (other): \_\_\_\_\_  
Rent per month is \$ \_\_\_\_\_. Rent last received on \_\_\_\_\_ for \_\_\_\_\_  
Rent is due on \_\_\_\_\_ of each month.

4) A lawful statutory notice was not properly served on the defendant(s) on \_\_\_\_\_, 199\_\_\_\_, which was not at least three (3) days before the complaint was filed.  
( ) (hand delivered) ( ) (certified mail) ( ) (posting at premise)  (copy served on AMHA).

5) Facts entitling (plaintiff) (defendant) to judgment:  
DEFENDANT'S MOTION TO DISMISS SUSTAINED - COURT FINDS PLAINTIFF FAILED TO GIVE TENANT SPECIFIC NOTICE RE: GROUNDS FOR TERMINATION - AS REQUIRED FOR SEC 8 HOUSING BY 24 CFR 982.310 (e)(1) -

It is the decision of the magistrate that a writ NOT BE allowed. It is my further decision that the second cause be continued.

Thomas J Lynett  
MAGISTRATE

JUDGMENT ENTRY

The decision of the magistrate is approved. It is the judgment of the court that a writ of restitution MAY NOT issue. Costs to be paid by the (plaintiff) (defendant).

5/21/99  
DATE

[Signature]  
JUDGE

APPROVED  
MAY 24 P 3:10  
MUNICIPAL COURT  
CLERK