

IN THE JACKSON COUNTY MUNICIPAL COURT
JACKSON, OHIO

LONA LUNSFORD,

Plaintiff,

-vs-

RANDY & PAMELA HURT,

Defendants.

FILED Case No. CVG 0500914

Judge JOHNSTON

JUDGMENT ENTRY

This case came for hearing on May 26, 2005 on the forcible entry and detainer claim filed by Plaintiff Against Defendants and on the Motion to Dismiss filed by Defendants, **Arguing** that the Court lacks jurisdiction because the Defendants are purchasing the home from the Plaintiff and no landlord-tenant relationship exists.

Present were Defendants and their counsel, James Buchanan of Southeastern Ohio Legal Services. Plaintiff did not appear for the hearing. Evidence was taken on the issues raised in the Motion to Dismiss. After considering the evidence, the Court finds that the agreement in this case is clearly a sales agreement, with a buyer and seller of the mobile home. As a result, there is no landlord or tenant as defined in O.R.C. 1923.01(C)(1) or (C)(2). Consequently, the court lacks jurisdiction over the case pursuant to O.R.C. 1923.01 and 1923.02.

For this reason, the Motion to Dismiss is GRANTED and the case will be dismissed at Plaintiffs cost.


Date



Judge LORENE JOHNSTON

Approved:

SOUTHEASTERN OHIO LEGAL SERVICES



JAMES BUCHANAN (00 10244)
Attorneys for Defendants