

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

DAREK LATHAN,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	Case No. 15CVC10-9185
	:	
OHIO STATE CORRECTION RECEPTION	:	JUDGE CAIN
CENTER, OFFICER SPITLER,	:	
Defendant.	:	

DECISION AND ENTRY GRANTING DEFENDANTS' MOTION TO DISMISS
FILED DECEMBER 4, 2015

Cold showers caused his bowels to malfunction
Or so the plaintiff claims
A strict uncaring prison guard
Is whom the plaintiff blames.

While in line for recreation
And little time for hesitation
His anal sphincter just exploded
The plaintiff's britches quickly loaded.

It made the inmates laugh and play
To see the plaintiff's pants this way
The foul, unsightly, putrid mess
Caused the plaintiff major stress.

Claiming loss and shame to boot
The plaintiff filed the present suit
But the law provideth no relief
For such unmitigated grief.

Neither runs nor constipation
Can justify this litigation
Whether bowels constrict or flex
De minimis non curat lex.

The complaint is hereby dismissed with prejudice. This is a final appealable order and there is no just cause for delay. The clerk shall serve a copy of this decision on all parties in accordance with Civ.R.58(B).

So Ordered.

Copies electronically to:

Mindy A. Worley
Principal Assistant Attorney General
Counsel for Defendants

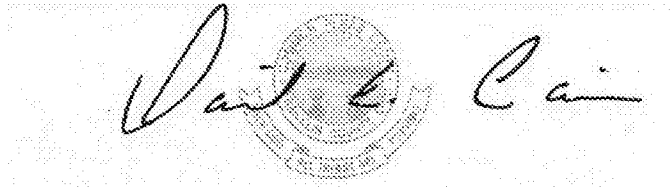
Copies mailed to:

Darek Lee Lathan #718-609
North Central Correctional Institution
P.O. Box 1812
Marion, Ohio 43302
Plaintiff

Franklin County Court of Common Pleas

Date: 01-07-2016
Case Title: DAREK LATHAN -VS- OHIO STATE CORR RECEP CENTER
OFCR SPITLE
Case Number: 15CV009185
Type: ENTRY

It Is So Ordered.

A handwritten signature in cursive script, "David E. Cain", is written over a circular official seal. The seal is partially obscured by the signature and contains some illegible text and a central emblem.

/s/ Judge David E. Cain

Court Disposition

Case Number: 15CV009185

Case Style: DAREK LATHAN -VS- OHIO STATE CORR RECEP
CENTER OFCR SPITLE

Case Terminated: 08 - Dismissal with/without prejudice

Final Appealable Order: Yes

Motion Tie Off Information:

1. Motion CMS Document Id: 15CV0091852015-12-3099980000
Document Title: 12-30-2015-MOTION TO STRIKE - PLAINTIFF:
DAREK LATHAN
Disposition: MOTION IS MOOT
2. Motion CMS Document Id: 15CV0091852015-12-2199980000
Document Title: 12-21-2015-MOTION TO STRIKE - PLAINTIFF:
DAREK LATHAN
Disposition: MOTION IS MOOT
3. Motion CMS Document Id: 15CV0091852015-12-1199980000
Document Title: 12-11-2015-MOTION FOR SUMMARY
JUDGMENT - PLAINTIFF: DAREK LATHAN
Disposition: MOTION IS MOOT
4. Motion CMS Document Id: 15CV0091852015-12-0499960000
Document Title: 12-04-2015-MOTION TO DISMISS -
DEFENDANT: OHIO STATE CORR RECEP CENTER OFCR SPITLE
Disposition: MOTION GRANTED