

CRTR5925

Summary

Case Number 2001 CV 00706 Status Closed Judge MARTIN, CHRIS A

In The Matter Of PROCTOR, DIRECTOR, GORDON vs. EICHHORN LIMITED PARTNERSHIP et al Action COMPLAINT FOR APPROPRIATIONS

<u>Party</u>		<u>Attorneys</u>
PROCTOR, DIRECTOR, GORDON	PLNTF	SCHOCH, FREDERICK C
EICHHORN LIMITED PARTNERSHIP	DFNDT	MILLER, BETH M
LAMAR OUTDOOR ADVERTISING	DFNDT	BRAHM, RICHARD C.
STEREO LIMITED, INC	DFNDT	
OHIO BUREAU OF WORKMAN'S COMPENSATION	DFNDT	EVANS, JAMES M
CURTISS, OR SUCCESSOR, BARBARA	DFNDT	HART, ROY E
SLATER, OR SUCCESSOR, JOHN	DFNDT	HART, ROY E

Opened 10/24/2001 Disposed SETTLED OR DISMISSED PRIOR TO TRIAL Case Type CIVIL

Comments:

No.	Date of	Pleadings Filed, Orders and Decrees Journal Book-Page-Nbr Ref Nbr	Amount Owed/ Amount Dismissed	Balance Due
1	10/24/01	DEPOSIT RECEIVED Receipt: 38974 Date: 10/24/2001	792,550.00	0.00
2	10/24/01	PETITION TO APPROPRIATE PROPERTY AND TO FIX COMPENSATION.	0.00	0.00
3	10/24/01	ACKNOWLEDGMENT AND COURT RECEIPT.	0.00	0.00
4	10/24/01	FOR APPROPRIATIONS: Receipt: 90431 Date: 03/17/2005	73.00	0.00

Background

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No.	Date of Pleadings Filed, Journal Book-Page-Nbr	Orders and Decrees Ref Nbr	Amount Owed/ Amount Dismissed	Balance Due
8	10/31/01	RECEIPT RETURNED ENDORSED Method : CERTIFIED MAIL Issued : 10/25/2001 Service : CIVIL SUMMONS Served : 10/29/2001 Return : 10/31/2001 On : CURTISS, OR SUCCESSOR, BARBARA Signed By : GLADYS PHEBUS Reason : RECEIPT RETURNED ENDORSED Comment : Tracking # : P000010358	0.00	0.00
9	10/31/01	RECEIPT RETURNED ENDORSED Method : CERTIFIED MAIL Issued : 10/25/2001 Service : CIVIL SUMMONS Served : 10/29/2001 Return : 10/31/2001 On : SLATER, OR SUCCESSOR, JOHN Signed By : NANCY R. SHEPPARD Reason : RECEIPT RETURNED ENDORSED Comment : Tracking # : P000010360	0.00	0.00
10	11/01/01	RECEIPT RETURNED ENDORSED Method : CERTIFIED MAIL Issued : 10/25/2001 Service : CIVIL SUMMONS Served : 10/29/2001 Return : 11/01/2001 On : STEREO LIMITED, INC Signed By : JENNIFER HESSLER Reason : RECEIPT RETURNED ENDORSED Comment : Tracking # : P000010361	0.00	0.00
11	11/01/01	RECEIPT RETURNED ENDORSED Method : CERTIFIED MAIL Issued : 10/25/2001 Service : CIVIL SUMMONS Served : 10/29/2001 Return : 11/01/2001 On : OHIO BUREAU OF WORKMAN'S COMPENSATION Signed By : RICK THOMPSON Reason : RECEIPT RETURNED ENDORSED Comment : Tracking # : P000010362	0.00	0.00

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No.	Date of	Pleadings Filed, Orders and Decrees Journal Book-Page-Nbr	Ref Nbr	Amount Owed/ Amount Dismissed	Balance Due
20	11/28/01	MEMORANDUM CONTRA MOTION OF DEFENDANT EICHORN LIMITED PARTNERSHIP FOR THE WITHDRAWAL OF THE DEPOSIT AND CERTIFICATE OF SERVICE.		0.00	0.00
21	11/29/01	ANSWER OF DEFENDANT LAMAR OUTDOOR ADVERTISING, JURY DEMAND, AND CERTIFICATE OF SERVICE.		0.00	0.00
22	01/22/02	MOTION TO APPOINT APPRAISERS BY PLAINTIFF, JERRY WRAY AND CERTIFICATE OF SERVICE.		0.00	0.00
23	02/25/02	STIPULATION WAIVING APPRAISAL OF STRUCTURES PER R.C. 163.06 AND ORDER GRANTING POSSESSION OF SUCH STRUCTURES TO PLAINTIFF. Receipt: 90431 Date: 03/17/2005 22-383-22		6.00	0.00
24	09/12/02	DEFENDANT EICHORN LIMITED PARTNERSHIP'S DISCLOSURE OF EXPERT WITNESSES AND CERTIFICATE OF SERVICE.		0.00	0.00
25	11/07/02	INITIAL TELEPHONE CONFERENCE NOTICE FOR 11-19-2002 AT 2:30 PM.		0.00	0.00
26	11/22/02	SCHEDULING ORDER -- PRETRIAL AND TRIAL NOTICE. PRETRIAL SCHEDULED FOR 3-10-03 AT 10:00 A.M.. Receipt: 90431 Date: 03/17/2005 29-14-29		2.00	0.00
27	12/02/02	DISCLOSURE OF EXPERT WITNESSES BY PLAINTIFF GORDON PROCTOR, DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION AND CERTIFICATE OF SERVICE.		0.00	0.00
28	12/13/02	STIPULATION OF REAL ESTATE TAXES OWED TO JON A. SLATER JR., FAIRFIELD COUNTY TREASURER. Receipt: 90431 Date: 03/17/2005 29-338-29		4.00	0.00
29	02/18/03	DEFENDANT EICHHORN LIMITED PARTNERSHIP'S SUPPLEMENTAL DISCLOSURE OF EXPERT WITNESSES AND CERTIFICATE OF SERVICE.		0.00	0.00
30	02/25/03	PRETRIAL STATEMENT OF PLAINTIFF AND CERTIFICATE OF SERVICE.		0.00	0.00

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43	06/26/03	RETURN OF SERVICE--I RECEIVED THIS SUBPOENA ON 6-23-03 AND SERVED THOMAS HORNBY BY PERSONAL SERVICE ON 6-24-03 PER PROCESS SERVER.		0.00	0.00
44	07/02/03	DEFENDANT EICHHORN LIMITED PARTNERSHIP'S MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO QUASH SUBPOENA AND DEFENDANT EICHHORN LIMITED PARTNERSHIP'S MOTION TO COMPEL, MEMORANDUM IN SUPPORT AND CERTIFICATE OF SERVICE		0.00	0.00
45	07/10/03	REPLY MEMORANDUM IN SUPPORT OF MOTION TO QUASH SUBPOENA BY PLAINTIFF GORDON PROCTOR, CERTIFICATE OF SERVICE WITH ATTACHMENT. Attorney: SCHOCH, FREDERICK C (0008215)		0.00	0.00
46	07/10/03	AMENDED PRETRIAL STATEMENT OF PLAINTIFF, CERTIFICATE OF SERVICE. Attorney: SCHOCH, FREDERICK C (0008215)		0.00	0.00
47	07/18/03	DEFENDANT, EICHHORN LIMITED PARTNERSHIP'S SUPPLEMENTAL DISCLOSURE OF WITNESSES AND CERTIFICATE OF SERVICE.		0.00	0.00
48	07/24/03	PLAINTIFF'S MOTION IN LIMINE, MEMORANDUM IN SUPPORT, AND CERTIFICATE OF SERVICE.		0.00	0.00
49	07/31/03	NOTICE OF NON ORAL HEARING SCHEDULED FOR 8-21-03 AT 8:05 A.M. REGARDING RULE ON SUMMARY JUDGMENT.		0.00	0.00
50	08/05/03	AMENDED NOTICE -- THE ABOVE CASE HAS BEEN SET FOR NON ORAL RULING ON PLAINTIFF'S MOTION IN LIMINE SCHEDULED FOR 8-21-03 AT 8:25 A.M..		0.00	0.00
51	08/07/03	DEFENDANT, EICHHORN LIMITED PARTNERSHIP'S REPLY TO PLAINTIFF'S MOTION IN LIMINE AND CERTIFICATE OF SERVICE.		0.00	0.00
52	08/18/03	STIPULATION AND WITHDRAWAL OF MOTION IN LIMINE AND CERTIFICATE OF SERVICE.		0.00	0.00
53	08/29/03	ENTRY--PLAINTIFF'S MOTION TO QUASH SUBPOENA IS DENIED. Receipt: 90431 Date: 03/17/2005 37-129-37		6.00	0.00

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64	12/08/03	NOTICE OF SERVICE OF SUBPOENA UPON THOMAS HORNER, CERTIFICATE OF SERVICE, AND ATTACHMENT.	0.00	0.00
65	01/12/04	MOTION TO ANSWER BY INTERLINEATION.	0.00	0.00
66	01/13/04	ORDER GRANTING LEAVE TO ANSWER BY INTERLINEATION AND CERTIFICATE OF SERVICE. Receipt: 90431 Date: 03/17/2005 41-519-41	4.00	0.00
67	01/13/04	JUDGMENT ENTRY ON SETTLEMENT WITH DEFENDANT EICHHORN LIMITED PARTNERSHIP. THE CLAIM OF DEFENDANT LAMAR OUTDOOR ADVERTISING IS STILL PENDING. Receipt: 90431 Date: 03/17/2005 41-521-41	32.00	0.00
68	01/13/04	ANSWER OF STATE OF OHIO, BUREAU OF WORKERS' COMPENSATION STATING THEY DO NOT HAVE AN INTEREST IN THE SUBJECT PROPERTY BEING FORECLOSED UPON. THEY REQUEST THEY BE DISMISSED AS A PARTY AND THAT THIS LETER SERVE AS AN ANSWER TO THE COMPLAINT.	0.00	0.00
69	01/15/04	ANSWER OF THE STATE OF OHIO, BUREAU OF WORKERS' COMPENSATION STATING THEY DO NOT HAVE AN INTEREST IN SUBJECT PROPERTY BEING FORECLOSED UPON.	0.00	0.00
70	01/16/04	NOTICE -- THIS CASE HAS BEEN SET FOR NON ORAL RULING (MOTION IN LIMINE) ON 2-9-04 AT 4:00 P.M. AND CIVIL JURY TRIAL ON 3-6-04 AT 9:00 A.M..	0.00	0.00
71	01/20/04	CORRECTED NOTICE -- NON ORAL RULING (MOTION IN LIMINE) IS SCHEDULED FOR 2-9-04 AT 4:00 P.M. AND JURY TRIAL ON 3-16-04 AT 9:00 A.M. BEFORE JUDGE MARTIN.	0.00	0.00
72	02/06/04	DEPOSIT RECEIVED Receipt: 73086 Date: 02/06/2004	1,647,050.00	0.00
73	02/09/04	DEFENDANT LAMAR ADVERTISING COMPANY'S MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION IN LIMINE REGARDING BILLBOARD APPRAISALS AND CERTIFICATE OF SERVICE.	0.00	0.00

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87	01/11/05 Issue Date: 01/11/2005 Service: ISSUING PAPERWORK ASSOCIATED WITH CASE Method: CERTIFIED MAIL Cost Per: \$ 5.00		5.00	0.00
	LAMAR OUTDOOR ADVERTISING c/o ATTY: ECK JR, FRANKLIN E 145 EAST RICH STREET FOURTH FLOOR COLUMBUS, OH 43215 Tracking No: P000028297			
	Receipt: 90431 Date: 03/17/2005			
88	01/12/05 REFUND: APPROPRIATION		35,400.00	0.00
89	01/20/05 RECEIPT RETURNED ENDORSED Method : CERTIFIED MAIL Issued : 01/11/2005 Service : ISSUING PAPERWORK ASSOCIATED WITH CASE Served : 01/14/2005 Return : 01/20/2005 On : ECK JR, FRANKLIN E Signed By : ZELMA NICHOLS Reason : RECEIPT RETURNED ENDORSED Comment : Tracking # : P000028297		0.00	0.00
90	02/15/05 COMMISSION ON JUDGMENTS AND CIVIL (%) Receipt: 90431 Date: 03/17/2005		354.00	0.00
91	03/18/05 APPROPRIATION		140.00	0.00
92	03/18/05 PARCEL TRANSFER PAYMENT		1.00	0.00
93	03/18/05 REFUND: TAXES		55.62	0.00
94	08/20/18 COSTS AND BILLS		0.00	0.00