

ORIGINAL

IN THE SUPREME COURT OF OHIO

Jason L. Seifert,	:	
	:	
Appellant,	:	On Appeal from the Cuyahoga
	:	County Court of Appeals,
v.	:	Eighth Appellate District
	:	
Hartford Fire Insurance Co.	:	Supreme Court
	:	Case No. 10-1013
Appellee.	:	

MOTION FOR RECONSIDERATION

Jason L. Seifert (0071305)
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APPELLANT

Herbert L. Nussle (0063551) (COUNSEL OF RECORD)
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COUNSEL FOR APPELLEE, HARTFORD FIRE INSURANCE CO.

RECEIVED
 JUL 26 2010
 CLERK OF COURT
 SUPREME COURT OF OHIO

FILED
 JUL 26 2010
 CLERK OF COURT
 SUPREME COURT OF OHIO

Now comes the Appellant, Jason L. Seifert, with his Motion for Reconsideration, requesting that this Court reinstate his Appeal based on the fact that it appears that the Court miscalculated the time period within which he was required to file his Memorandum in Support of Jurisdiction, per Supreme Court Practice Rule 2.2 and his case involves a matter of public and great general interest and would like the opportunity to have it considered.

Supreme Court Practice Rule 2.2(1)(a), provides that “appellant shall file a notice of appeal in the Supreme Court within forty-five days of the judgment being appealed. The date the court of appeals filed its judgment entry for journalization with its clerk, in accordance with App. R. 22, shall be considered the date of entry of the judgment being appealed.” Supreme Court Practice Rule 2.2(3)(a) provides that if Appellant intends to seek an immediate stay of the court of appeals judgment, he may file his Notice of Appeal and Motion for Stay in advance of his Memorandum in Support of Jurisdiction; provided, however, that the Memorandum in Support of Jurisdiction must be filed within forty-five days from the entry of the court of appeals judgment.

The Eighth District Court of Appeals released its Opinion in the above captioned matter on May 27, 2010. Per App. R. 22(C) this opinion was journalized on June 7, 2010. (See attached cover page to Court of Appeals Opinion). Appellant filed his Notice of Appeal on June 10, 2010. (See attached). Per Supreme Court Practice R.2.2, Appellant was required to file his Memorandum in Support of Jurisdiction by July 22, 2010 (forty-five days after the journalization of the court of appeals opinion). Appellant filed his Memorandum in Support of Jurisdiction on July 20, 2010 in compliance with the Rule. However, the Supreme Court dismissed his Appeal on July 14, 2010 for want of prosecution. Appellant has complied with the rules and prosecuted his opinion and believes the Court mistakenly used the release date (May 27, 2010), as opposed

to the date of journalization (June 7, 2010), of the court of appeals opinion in calculating the window within which Appellant was required to file is Memorandum in Support of Jurisdiction.

Wherefore, Appellant respectfully requests that this Court reinstate his Appeal, as he believes that this case presents a matter of public or great general interest and would like to have the opportunity to have it considered by the Court.

Respectfully submitted,
Jason L. Seifert, Pro Se



APPELLANT

CERTIFICATE OF SERVICE

I certify that a copy of this Notice of Appeal was sent by ordinary U.S. mail to counsel for appellee, Herbert L. Nussle, 55 Public Square #800, Cleveland Ohio 44113 on July²¹, 2010.

A handwritten signature in black ink, appearing to read 'Jason L. Seifert', written over a horizontal line.

Jason L. Seifert
APPELLANT

Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT
COUNTY OF CUYAHOGA

JOURNAL ENTRY AND OPINION
No. 93291

HARTFORD FIRE INSURANCE CO.

PLAINTIFF-APPELLEE

VS.

JASON L. SEIFERT

DEFENDANT-APPELLANT

**JUDGMENT:
AFFIRMED**

Civil Appeal from the
Parma Municipal Court
Case No. 08CVE03159

BEFORE: Gallagher, A.J., Dyke, J., and Boyle, J.

RELEASED: May 27, 2010

JOURNALIZED: JUN X 7 2010

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Case No. 09-093291

Appellee.

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NOTICE OF APPEAL

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APPELLANT

Herbert L. Nussle (0063551) (COUNSEL OF RECORD)

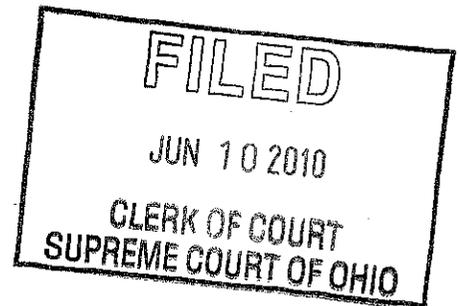
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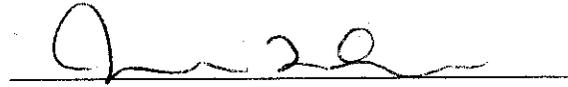
Notice of Appeal of Appellant Jason L. Seifert

Appellant Jason L. Seifert hereby gives notice of appeal to the Supreme Court of Ohio from the judgment of the Cuyahoga County Court of Appeals, Eighth Appellate District, entered in Court of Appeals case No. 09-093291 June 7, 2010.

This case raises an issue of public or great general interest.

Respectfully submitted,

Jason L. Seifert, Pro Se



Jason L. Seifert

APPELLANT

Certificate of Service

I certify that a copy of this Notice of Appeal was sent by ordinary U.S. mail to counsel for appellee, Herbert L. Nussle, 55 Public Square #800, Cleveland Ohio 44113 on June 8, 2010.



Jason L. Seifert

APPELLANT