

ORIGINAL

IN THE SUPREME COURT OF OHIO

2013

EDWARD JACKSON

RELATOR,

VS

RONALD J. O'BRIEN

AND

DAVID CAIN et. al.,

RESPONDENT.

CASE NO. 13-0086

ORIGINAL ACTION

COURT OF APPEALS NO. 89AP-1015

TRIAL COURT NO. 88CR-09-3371

MOTION TO DISMISS PETITION FOR ISSUANCE OF WRIT OF MANDAMUS WITHOUT PREJUDICE

Comes now the Relator, Mr. Edward Jackson, who respectfully [moves] this Court to allow him to "Dismiss" the petition submitted to this Court on the 15th day of January 2013. The Relator asserts that due to the restraints of his incarceration and his Pro se status, he has made errors in the filing of his Petition that would warrant dismissal. Therefore, he request that the Court does so without the prejudice to re-file.

The Relator maintains that his case was reversed by the Tenth District Court of Appeals for "Re-Sentencing" in 1990 and to this date, he has not been returned to the Court for that hearing! He is therefore, being held in prison without a sentence!

Wherefore, he pray that this Court will find this Motion well taken and grant same.

RESPECTFULLY SUBMITTED

Edward Jackson

CERTIFICATE OF SERVICE

I, Edward Jackson, do hereby certify that a copy of the foregoing MOTION TO DISMISS PETITION FOR THE ISSUANCE OF A WRIT OF MANDAMUS WITHOUT PREJUDICE was mailed by regular U.S. Mail to the office of the Prosecutor for Franklin County, Ohio on this the 26th day of February 2013

Edward Jackson

RECEIVED
FEB 27 2013
CLERK OF COURT
SUPREME COURT OF OHIO

FILED
FEB 27 2013
CLERK OF COURT
SUPREME COURT OF OHIO