

**THE COURT OF APPEALS
ELEVENTH APPELLATE DISTRICT
GEAUGA COUNTY, OHIO**

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| ROBERT PIERRE LAMONT, III, | : | MEMORANDUM OPINION |
| Plaintiff-Appellee, | : | |
| - vs - | : | CASE NO. 2004-G-2591 |
| NANCY ROSE LAMONT, | : | |
| Defendant-Appellant. | : | October 8, 2004 |

Civil appeal from the Court Common Pleas, Case No. 04 DC 400.

Judgment: Appeal dismissed.

Carol Arnold, 34 South Main Street, Chagrin Falls, OH 44022 (For Plaintiff-Appellee).

Paul H. Hentemann, Northmark Office Building, 35000 Kaiser Court, #305, Willoughby, OH 44094-4280 (For Defendant-Appellant).

Jeffrey T. Orndorff, 117 South Street, #110, P.O. Box 1137, Chardon, OH 44024 (Guardian Ad Litem)

DONALD R. FORD, P.J.

{¶1} On October 1, 2004, appellant, Nancy Rose Lamont, filed a notice of appeal from a September 28, 2004 judgment of the Geauga County Court of Common Pleas. In that judgment, the trial court adopted a magistrate's decision to deny the continuance of a contested divorce trial.

{¶2} It is well-established that the denial of a motion for a continuance is not a final appealable order. *Venable v. Venable* (1981), 3 Ohio App.3d 421, 427. Accordingly, this court does not have jurisdiction to consider this appeal.

{¶3} This appeal is hereby, sua sponte, dismissed.

JUDITH A. CHRISTLEY, J.,

CYNTHIA WESTCOTT RICE, J.,

concur.