

[Cite as *Ohio Neighborhood Fin., Inc. v. Allen* , 2009-Ohio-6624.]

COURT OF APPEALS
MUSKINGUM COUNTY, OHIO
FIFTH APPELLATE DISTRICT

OHIO NEIGHBORHOOD FINANCE,
INC.

Plaintiff-Appellant

-vs-

JESS ALLEN

Defendant-Appellee

JUDGES:

Hon. William B. Hoffman, P.J.

Hon. John W. Wise, J.

Hon. Julie A. Edwards, J.

Case No. CT2009-0040

OPINION

CHARACTER OF PROCEEDING:

Appeal from the Zanesville Municipal Court,
Case No. 09 CVH 00703

JUDGMENT:

Reversed and Final Judgment Entered

DATE OF JUDGMENT ENTRY:

December 10, 2009

APPEARANCES:

For Plaintiff-Appellant

For Defendant-Appellee

ANTHONY M. SHARETT
M. BRECK VALENTINE
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215

Hoffman P.J.

{¶1} Plaintiff-appellant Ohio Neighborhood Finance, Inc. appeals the August 24, 2009 Judgment Entry entered by the Zanesville Municipal Court, granting it judgment against defendant-appellee Jess Allen.

{¶2} Appellant assigns as error:

{¶3} "I. THE TRIAL COURT COMMITTED REVERSIBLE ERROR IN REDUCING TO 5% PER ANNUM, THE INTEREST RATE ON THE DEBT IN THE DEFAULT JUDGMENT GRANTED IN FAVOR OF APPELLANT OHIO NEIGHBORHOOD FINANCE, INC."

{¶4} This case comes to us on the accelerated calendar and is governed by App.R. 11.1, which states the following in pertinent part:

{¶5} **"(E) Determination and judgment on appeal**

{¶6} "The appeal will be determined as provided by App. R. 11.1. It shall be sufficient compliance with App. R. 12(A) for the statement of the reason for the court's decision as to each error to be in brief and conclusionary form.

{¶7} The decision may be by judgment entry in which case it will not be published in any form."

{¶8} For the reasons set forth in this Court's Opinion in *Dutro Used Cars, Inc. v. Gooden* (June 18, 2009), Muskingum County Case No. CT08-0048, 2009-Ohio-2908, Appellant's sole assignment of error is sustained.

{19} The judgment of the trial court is reversed.

By: Hoffman, P.J.

Wise, J. and

Edwards, J. concur

s/ William B. Hoffman
HON. WILLIAM B. HOFFMAN

s/ John W. Wise
HON. JOHN W. WISE

s/ Julie A. Edwards
HON. JULIE A. EDWARDS

