

[Cite as *State ex rel. McCloud v. Villanueva*, 2012-Ohio-1362.]

# Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT  
COUNTY OF CUYAHOGA

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JOURNAL ENTRY AND OPINION  
No. 97790

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**STATE OF OHIO, EX REL.,  
RAYMOND A. MCCLOUD**

RELATOR

vs.

**JUDGE JOSE A. VILLANUEVA**

RESPONDENT

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**JUDGMENT:  
WRIT DENIED**

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Writ of Mandamus  
Motion No. 451399  
Order No. 452810

**RELEASE DATE:** March 28, 2012

**FOR RELATOR**

Raymond A. McCloud, pro se  
Inmate No. 593-968  
Belmont Correctional Inst.  
P. O. Box 540  
St. Clairsville, OH 43950

**ATTORNEYS FOR RESPONDENT**

William D. Mason  
Cuyahoga County Prosecutor

By: James E. Moss  
The Justice Center  
1200 Ontario Street, 9th Floor  
Cleveland, OH 44113

MARY EILEEN KILBANE, J.:

{¶1} Raymond A. McCloud has filed a complaint for a writ of mandamus. McCloud seeks an order from this court, which requires Judge Jose A. Villanueva to render a ruling with regard to a motion for jail-time credit as filed in the criminal action captioned *State v. McCloud*, Cuyahoga Cty. C.P. No. CR-538847. McCloud's request for mandamus is moot.

{¶2} Attached to Judge Villanueva's motion for summary judgment is a copy of a journal entry, as journalized on September 7, 2011, which demonstrates that McCloud has been granted jail-time credit in the amount of 174 days. McCloud's request for a writ of mandamus is moot. *State ex rel. Jerningham v. Cuyahoga Cty. Court of Common Pleas*, 74 Ohio St.3d 278, 1996-Ohio-117, 658 N.E.2d 723; *State ex rel. Gantt v. Coleman*, 6 Ohio St.3d 5, 450 N.E.2d 1163 (1983). In addition, any claim associated with the calculation of jail-time credit must be addressed through a direct appeal. *State ex rel. Britton v. Foley-Jones*, 8th Dist. No. 73646, 1998 WL 102458 (Mar. 5, 1998); *State ex rel. Spates v. Sweeney*, 8th Dist. No. 73646, 1997 WL 186857 (Apr. 17, 1997).

{¶3} Accordingly, we grant Judge Villanueva's motion for summary judgment. Costs to McCloud. It is further ordered that the Clerk of the Eighth District Court of Appeals serve notice of this judgment upon all parties as required by Civ.R. 58(B).

Writ denied.

MARY EILEEN KILBANE, JUDGE

KENNETH A. ROCCO, P.J., and  
KATHLEEN ANN KEOUGH, J., CONCUR