

## IN THE COURT OF APPEALS OF OHIO

## TENTH APPELLATE DISTRICT

Brian Mickens,

Plaintiff-Appellant,

v.

No. 25AP-256

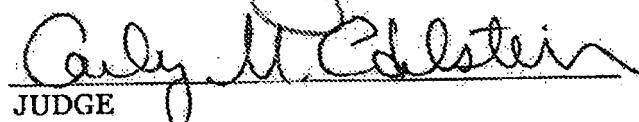
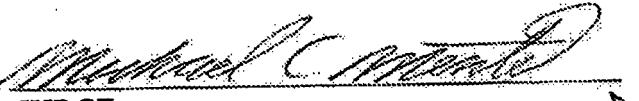
Unemployment Review Commission,

(ACCELERATED CALENDAR)

Defendant-Appellee.

JOURNAL ENTRY OF DISMISSAL

A preliminary review of the docket has revealed that this appeal is untimely and must be dismissed. App.R. 4(A) provides that "a party who wishes to appeal from an order that is final upon its entry shall file the notice of appeal required by App.R. 3 within 30 days of that entry." This appeal is taken from a February 5, 2025 entry that dismissed appellant's complaint for lack of subject matter jurisdiction. Under App.R. 4(A)(3), any notice of appeal from this judgment was required to be filed not later than March 7, 2025. However, appellant did not file a notice of appeal until March 10, 2025. Accordingly, this appeal is dismissed for lack jurisdiction. Any outstanding appellate court costs are waived.

  
JUDGE  
JUDGE  
JUDGE

cc: Clerk, Court of Appeals  
Deputy Court Administrator  
Court Assignment Commissioner

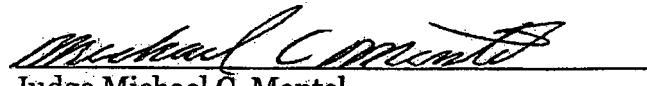
IN THE COURT OF APPEALS OF OHIO

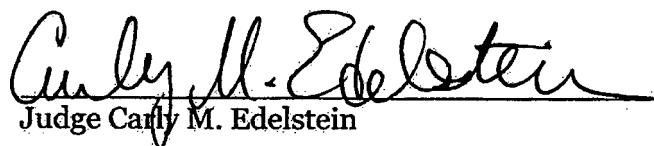
TENTH APPELLATE DISTRICT

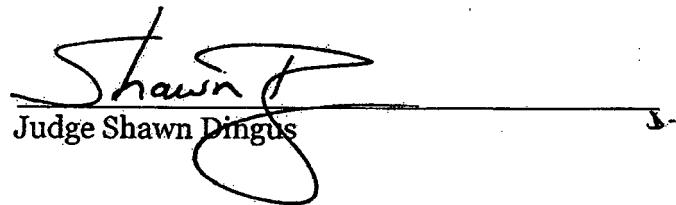
Brian Mickens, :  
Plaintiff-Appellant, :  
v. : No. 25AP-256  
Unemployment Review Commission, : (ACCELERATED CALENDAR)  
Defendant-Appellee. :

JOURNAL ENTRY OF DISMISSAL

On April 2, 2025 we dismissed this appeal for lack of jurisdiction because the notice of appeal was not filed within the time required by App.R. 4(A). On April 17, 2025, appellant filed an application for reconsideration of that dismissal. At the outset, we note that appellant's application for reconsideration was not filed within the ten-day period set forth in App.R. 26(A)(1)(a). Further, appellant has pointed to no obvious error or issue that was not considered in our entry dismissing this appeal. Therefore, we deny appellant's application for reconsideration. *Matthews v. Matthews*, 5 Ohio App.3d 140 (10th Dist. 1981).

  
\_\_\_\_\_  
Judge Michael C. Mentel

  
\_\_\_\_\_  
Judge Carly M. Edelstein

  
\_\_\_\_\_  
Judge Shawn Dingus

cc: Clerk, Court of Appeals  
Deputy Court Administrator  
Court Assignment Commissioner

# The Supreme Court of Ohio

Brian Mickens

Case No. 2025-0622

v.

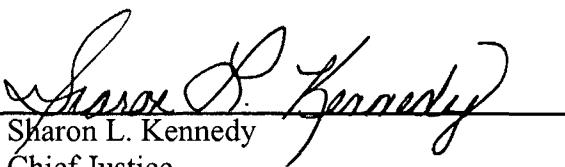
ENTRY

Unemployment Review Commission

Upon consideration of appellant's motion for default judgment and amended motion for default judgment, it is ordered by the court that the motions are denied.

It is further ordered by the court that upon consideration of the jurisdictional memoranda filed in this case, the court declines to accept jurisdiction of the appeal pursuant to Rule 7.08(B)(4).

(Franklin County Court of Appeals; No. 25AP-256)



Sharon L. Kennedy  
Chief Justice