



Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

DS

WILLIAM RUSSELL
Plaintiff

v.

CLEVELAND STATE UNIVERSITY
Defendant

AND

STEVEN LISS
Plaintiff

v.

CLEVELAND STATE UNIVERSITY
Defendant

Case Nos. 2013-00138 and
2013-00139

Magistrate Holly True Shaver

ORDER OF THE MAGISTRATE

FILED
COURT OF CLAIMS
OF OHIO
2014 NOV 17 PM 1:57

On September 25, 2014, defendant filed a motion to compel discovery pursuant to Civ.R. 37(A) as to plaintiff Liss. On October 9, 2014, Liss filed a response.

In its motion, defendant seeks an "incident log" that Liss created during his employment with regard to treatment by his supervisor that he perceived as discriminatory and or offensive. During Liss' deposition, defendant became aware of the existence of the log and requested that it be furnished in discovery. In response to the motion, Liss asserts that he created the log on his work computer, that he has no access to his work computer anymore, and that he does not have a copy of the log in his possession.

Upon review, defendant's motion to compel is DENIED.

HOLLY TRUE SHAVER
Magistrate

JOURNALIZED

cc:

Amy S. Brown
Emily M. Simmons
Randall W. Knutti
Assistant Attorneys General
150 East Gay Street, 18th Floor
Columbus, Ohio 43215-3130

Mark D. Griffin
Sara W. Verespej
3100 Terminal Tower
50 Public Square
Cleveland, Ohio 44113

002

FILED
COURT OF CLAIMS
OF OHIO
2014 NOV 17 PM 1:57

JOURNALIZED