

OHIO COURT OF APPEALS, NINTH JUDICIAL DISTRICT

State ex rel. Moore v. Gillece-Black

2025-Ohio-5699 · No. 25CA012311 · Decided December 22, 2025

SUMMARY

The Ninth District Court of Appeals of Ohio dismissed Rainier A. Moore’s habeas corpus petition as moot because he had been released from custody and placed under Adult Parole Authority supervision. The court taxed costs to Moore and directed the clerk to serve notice of the judgment.

CASE DETAILS

COURT	Ohio Court of Appeals, Ninth Judicial District
WRITING FOR THE COURT	Scot A. Stevenson; Carr, J.; Hensal, J.
JURISDICTION	Ohio Court of Appeals, Ninth Judicial District
DECIDED	December 22, 2025
DOCKET	25CA012311
DISPOSITION	dismissed
PROCEDURAL POSTURE	Original habeas corpus action in the Ohio Court of Appeals seeking an order directing the respondent warden to release the relator from custody.
STANDARD OF REVIEW	The court determined mootness based on the record, including evidence outside the petition.
PRECEDENTIAL VALUE	Published Ohio Court of Appeals opinion
PARTIES	Rainier A. Moore v. Warden Jennifer Gillece-Black

TOPICS

- mootness
- post-conviction relief
- appellate procedure
- civil procedure

PRACTICE AREAS

- habeas corpus
- post-conviction relief
- appellate procedure

QUESTIONS PRESENTED

1. Whether Moore's habeas corpus petition became moot after he was released from incarceration and placed under post-release supervision.

HOLDINGS

1. A habeas corpus claim is moot when the petitioner has been released from incarceration; because Moore had been released from custody, his petition was dismissed.

KEY QUOTATIONS

“When a petitioner has been released from incarceration, the prisoner’s habeas corpus claim is moot.” (§ 2)

FACTUAL BACKGROUND

When Moore filed the habeas corpus action, he was incarcerated at the Lorain Correctional Institution. During the pendency of the case, he was released from custody and placed under the supervision of the Adult Parole Authority.

PROCEDURAL HISTORY

Moore filed a petition for a writ of habeas corpus while incarcerated at the Lorain Correctional Institution. While the action was pending, he was released from custody and placed under Adult Parole Authority supervision. The court dismissed the petition as moot and taxed costs to Moore.

DISPOSITION

dismissed

CASES CITED

- State ex rel. Waterhouse v. Summit County Common Pleas Court, 2023-Ohio-1878
- State ex rel. Johnson v. Foley, 2022-Ohio-3643

OPINION

PER CURIAM.

[Cite as State ex rel. Moore v. Gillece-Black, 2025-Ohio-5699.] STATE OF OHIO) IN THE COURT OF APPEALS)ss: NINTH JUDICIAL DISTRICT COUNTY OF LORAIN) STATE OF OHIO EX REL. RAINIER A. MOORE Relator C.A. No. 25CA012311 v. WARDEN JENNIFER GILLECE-BLACK ORIGINAL ACTION IN HABEAS CORPUS Respondent Dated: December 22, 2025 PER CURIAM. {¶1} Relator, Rainier Moore, has petitioned this Court for a writ of habeas corpus seeking an order directing Respondent, Warden Gillece-Black, to release him from custody.

Because Mr. Moore has been released from custody, his claim is moot and this Court dismisses the petition. {¶2} At the time Mr. Moore filed this action, he was incarcerated in the Lorain Correctional Institution. While this case was pending, he was released from custody and placed under the supervision of the Adult Parole Authority. See State ex rel. Waterhouse v. Summit

County Common Pleas Court, 2023-Ohio-1878, ¶ 2 (“This Court may consider evidence outside the petition to determine that an action is moot.”). “When a petitioner has been released from incarceration, the prisoner’s habeas corpus claim is moot.” *Id.* at ¶ 3.

Accord *State ex rel. Johnson 2 v. Foley*, 2022-Ohio-3643, ¶ 4 (habeas petition moot where petitioner placed on post-release control while case pending). {¶3} Because Mr. Moore has been released from custody, his petition is moot.

The case is dismissed. Costs of this action are taxed to Mr. Moore. The clerk of courts is hereby directed to serve upon all parties not in default notice of this judgment and its date of entry upon the journal. See Civ.R. 58(B). SCOT A. STEVENSON FOR THE COURT CARR, J. HENSAL, J. CONCUR. APPEARANCES: RAINIER A. MOORE, Pro Se, Relator. DAVE YOST, Attorney General, and STEPHANIE L. WATSON, Principal Assistant Attorney General, for Respondent.