

COURT OF APPEALS OF OHIO, EIGHTH APPELLATE DISTRICT, COUNTY
OF CUYAHOGA

State ex rel. Rainey v. Vodrey

2026-Ohio-2329 · No. 116304 · Decided June 17, 2026

SUMMARY

The Eighth District Court of Appeals dismissed Jared Rainey’s complaint for a writ of procedendo against Judge William L. Vodrey. The court held that the request was moot because the judge had already ruled on Rainey’s motion for jail-time credit, and further held that the complaint failed to comply with R.C. 2969.25(A) and (C).

CASE DETAILS

COURT	Court of Appeals of Ohio, Eighth Appellate District, County of Cuyahoga
WRITING FOR THE COURT	Deena R. Calabrese; Sean C. Gallagher; Kathleen Ann Keough
JURISDICTION	Court of Appeals of Ohio, Eighth Appellate District, Cuyahoga County
DECIDED	June 17, 2026
DOCKET	116304
DISPOSITION	dismissed
PROCEDURAL POSTURE	Relator sought a writ of procedendo compelling a trial judge to rule on a motion for jail-time credit. The respondent moved to dismiss, and the Court of Appeals granted the motion.
STANDARD OF REVIEW	The court resolved the procedendo complaint on the respondent’s motion to dismiss and applied the legal requirements governing extraordinary writs and R.C. 2969.25 compliance.
PRECEDENTIAL VALUE	Published Ohio Court of Appeals opinion
PARTIES	Jared Rainey v. William L. Vodrey

TOPICS

- mootness
- appellate procedure
- remedies
- criminal procedure
- civil procedure

PRACTICE AREAS

- civil procedure
- appellate procedure
- criminal procedure
- extraordinary writs

QUESTIONS PRESENTED

1. Whether a writ of procedendo could issue when the respondent judge had already ruled on the motion for jail-time credit.
2. Whether the court could use an extraordinary writ to correct an alleged error in the calculation of jail-time credit.
3. Whether failure to comply with the mandatory filing requirements of R.C. 2969.25(A) and (C) required dismissal of the procedendo complaint.

HOLDINGS

1. The request for a writ of procedendo was moot because the respondent judge had already performed the duty that the writ sought to compel.
2. An extraordinary writ may not be used to correct an error in calculating jail-time credit; such an error must be challenged by direct appeal.
3. Failure to file the affidavit of prior civil actions required by R.C. 2969.25(A) and the certified institutional cashier's statement required by R.C. 2969.25(C) required dismissal of the procedendo complaint.

KEY QUOTATIONS

"Procedendo will not compel the performance of a duty that has already been performed."

"The requirements of R.C. 2969.25 are mandatory, and the failure to provide this court with an affidavit of prior civil actions and a certified institutional cashier's statement requires dismissal of Rainey's complaint for procedendo."

FACTUAL BACKGROUND

Rainey sought a writ requiring Judge William L. Vodrey to rule on Rainey's motion for jail-time credit in *State v. Rainey*. The record showed that Judge Vodrey had already issued a ruling on the motion on April 16, 2023. Rainey also failed to file an affidavit identifying prior civil actions and failed to provide a certified institutional cashier's statement concerning his inmate account.

PROCEDURAL HISTORY

Rainey filed a complaint for a writ of procedendo concerning a motion for jail-time credit in his criminal case. The respondent submitted a judgment entry showing that the requested ruling had already been issued, and moved to dismiss. The appellate court dismissed the complaint as moot and for failure to comply with the mandatory filing requirements of R.C. 2969.25(A) and (C).

DISPOSITION

dismissed

CASES CITED

- State ex rel. Ames v. Pokorny, 2021-Ohio-2070, ¶ 7
- Thompson v. Donnelly, 2018-Ohio-4073, ¶ 5
- State ex rel. S.Y.C. v. Floyd, 2020-Ohio-5189, ¶ 9 (8th Dist.)
- State ex rel. Sullivan v. Cuyahoga Cty. Court of Common Pleas, 2023-Ohio-318, ¶ 3 (8th Dist.)
- State ex rel. Washington v. Ohio Adult Parole Auth., 87 Ohio St. 3d 258, 258 (1999)
- State ex rel. Zanders v. Ohio Parole Bd., 82 Ohio St. 3d 421, 422 (1998)
- State ex rel. Watkins v. Andrews, 2015-Ohio-1100, ¶ 8
- Fuqua v. Williams, 2003-Ohio-5533, ¶ 9

Retrieved from lawtools.ai · <https://lawtools.ai/cases/state/court-of-appeals-of-ohio-eighth-appellate-district-cuyahoga-county-court-of-appeals-of-ohio-eighth-a/2026/state-ex-rel-rainey-v-vodrey-qbt0l88p>