

IN THE CLAIMS COMMISSION OF THE STATE OF TENNESSEE  
MIDDLE DIVISION

FILED  
IN THE CLAIMS COMMISSION  
SECRETARY'S OFFICE

2015 MAR -4 A 9:53

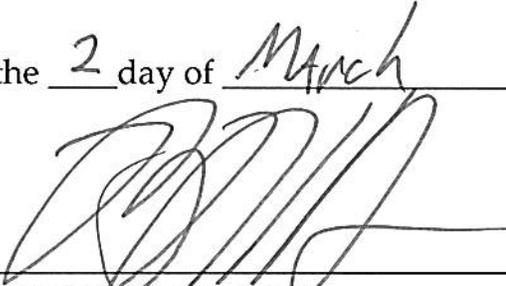
RUSSELL WELLINGTON )  
 ) Claim No. T20141086  
 Claimant, )  
 )  
 vs. )  
 )  
 STATE OF TENNESSEE, )  
 ) Regular Docket  
 Defendant. )

**ORDER OF DISMISSAL**

Pending before the Commission is the State's Motion to Dismiss for failure to state a claim upon which relief can be granted and for lack of subject matter jurisdiction. The State filed the original motion on December 23, 2014 and certified a copy to the Claimant's address within the Tennessee Department of Correction. It came to notice that the Claimant had been released from TDOC. The State then filed a Notice of Filing on January 28, 2015 and certified a copy of the Notice and Motion to Dismiss to the Claimant at his only known address outside TDOC. To date, the Claimant has not responded to the State's Motion to Dismiss.

Because the Claimant has failed to respond to the State's Motion to Dismiss and no longer appears to prosecute his claim, the Tribunal finds that this claim should be dismissed.

**IT IS SO ORDERED** this the 2 day of March, 2015.

A handwritten signature in black ink, appearing to read 'R. Hibbett', is written over a horizontal line.

ROBERT N. HIBBETT  
Claims Commissioner  
Sitting as the Trial Court of Record

**CERTIFICATE OF SERVICE**

This is to certify that a true and exact copy of the foregoing document has been served upon the following parties of record:

ERIC FULLER  
Attorney General's Office  
P.O. Box 20207  
Nashville, TN 37202-0207  
(615) 532-2500

RUSSELL WELLINGTON  
c/o Sarah Curry  
117 Walnut St  
Jackson, TN 38302

This 4 day of March, 2015.



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PAULA SWANSON  
Administrative Clerk  
Tennessee Claims Commission