

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

MARIO R. MONROY VILLALTA

**Petitioner**

CASE NO. 4:25-cv-1691

HON. DONALD C. NUGENT

V.

JERRY GREENE, Warden, Mahoning  
County Jail et al.

## Respondents

**MOTION TO DISMISS**

MOTION

Now comes Respondent, Jerry Greene and respectfully moves, pursuant to Federal Rule of Civil Procedure 12 (b)(6) to dismiss the petition for writ of habeas corpus for failure to state a claim upon which relief can be granted against him. A Memorandum of Support is being filed as an attachment to this Motion.

Respectfully submitted,

**Office Of The Prosecuting Attorney**

Lynn A. Maro

## Mahoning County Prosecutor

By

/s/ Kathi McNabb Welsh

Kathi McNabb Welsh № 0030258

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Attorney for Respondent Greene

CERTIFICATE OF SERVICE

A copy of the foregoing will be served by the Court's electronic filing system.

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