

**IN THE COURT OF APPEALS  
FIRST APPELLATE DISTRICT OF OHIO  
HAMILTON COUNTY, OHIO**

|                      |   |                        |
|----------------------|---|------------------------|
| SHANA LYNN ELIAS,    | : | APPEAL NO. C-150236    |
| Plaintiff-Appellant, | : | TRIAL NO. DR-0900273   |
| vs.                  | : | <i>JUDGMENT ENTRY.</i> |
| RYCHARD SCOTT ELIAS, | : |                        |
| Defendant-Appellee.  | : |                        |

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. *See* S.Ct.R.Rep.Op. 2; App.R. 11.1(E); 1st Dist. Loc.R. 11.1.1.

Plaintiff-appellant Shana Elias has appealed from the trial court's adoption of the magistrate's decision overruling her motion to modify parenting time. In four assignments of error, Elias argues that the magistrate erred in denying her motion; that the magistrate erred in overruling her request for a continuance and violated her Due Process rights; that the magistrate's determination that Elias had failed to comply with the terms of the current court order was in error; and that the magistrate erred by ordering her to pay her ex-husband's attorney fees.

Elias failed to file objections to the magistrate's decision overruling her motion, as is required by Civ.R. 53(D)(3). Consequently, absent a claim of plain

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error, she has waived her right to challenge the trial court's adoption of the magistrate's decision on appeal. *See* Civ.R. 53(D)(3)(b)(iv).

Following a detailed and thorough review of the record, we conclude that no plain error occurred in the trial court's adoption of the magistrate's decision overruling Elias' motion to modify parenting time and ordering Elias to pay attorney fees. Elias' assignments of error are overruled, and the judgment of the trial court is affirmed.

A certified copy of this judgment entry shall constitute the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

**FISCHER, P.J., HENDON and CUNNINGHAM, J.J.**

To the clerk:

Enter upon the journal of the court on February 5, 2016  
per order of the court \_\_\_\_\_.  
Presiding Judge