

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

THURSDAY
May 31, 2001

MOTION DOCKET

99-570. DeRolph v. State.

Perry C.P. No. 22043. This cause is pending before the court as an appeal of right from the Court of Common Pleas of Perry County.

IT IS ORDERED by the court, *sua sponte*, that the parties shall file an original and nine copies of any evidence filed in this case. If necessary, due to the volume of evidence, the evidence may be organized in banker's boxes, accompanied by an index of the contents. Otherwise, documents submitted as evidence should be bound in numbered, indexed volumes, no more than two inches in thickness, and securely bound in the left margin.

01-317. State v. Biros.

Trumbull App. No. 91-T-4632. This cause is pending as an appeal from the Court of Appeals for Trumbull County. Upon consideration of appellant's motion to supplement the record,

IT IS ORDERED by the court that the motion is granted and that the affidavit and exhibits attached to appellant's motion be supplemented into the record of this appeal.

01-400. State ex rel. Painesville v. Lake Cty. Bd. of Commrs.

Lake App. No. 99-L-057. This cause is pending before the court as an appeal from the Court of Appeals for Lake County. Upon consideration of the joint motion for clarification,

IT IS ORDERED by the court that the joint motion is granted, and that appellant's merit brief filed on April 11, 2001, is deemed to have been submitted for purposes of appeal of the May 16, 2001 judgment entry entered by the court of appeals on remand.

IT IS FURTHER ORDERED by the court, *sua sponte*, that appellee's brief shall be due within ten days of the date of this entry and that appellant's reply brief, if any, shall be due twenty days after the filing of appellee's brief.

01-936. State v. Mollick.

Lorain App. No. 01CA007803. On May 25, 2001, appellant filed a notice of court of appeals' determination of no conflict. Appellant's notice did not include the certificate of service as required by S.Ct.Prac.R. XIV(2)(C). Accordingly,

IT IS ORDERED by the court, *sua sponte*, that appellant's notice of court of appeals' determination of no conflict be, and hereby is, stricken.

MISCELLANEOUS DISMISSALS

00-2198. Miljkovic v. Greater Cleveland Regional Transit Auth.

Cuyahoga App. No. 77214. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. It appears from the records of this court that appellant has not filed a merit brief, due May 29, 2001, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this case with the requisite diligence. Upon consideration thereof,

IT IS ORDERED by the court that this cause be, and hereby is dismissed, *sua sponte*.