

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

February 6, 2004

MERIT DECISIONS WITHOUT OPINIONS

2001-0748. State ex rel. R.T.G., Inc. v. State.

Franklin App. No. 98AP-1015, 2001-Ohio-4267. This cause came on for further consideration on appellees/cross-appellants' motion for order to show cause why appellants/cross-appellees should not be held in civil contempt of this court's writ of mandamus issued December 18, 2002, and appellants/cross-appellees' motion to dismiss motion for order to show cause. Upon consideration thereof,

IT IS ORDERED by the court that the motion to dismiss motion for order to show cause be, and hereby is, granted, because the request properly belongs in the court of appeals.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

2003-2119. State ex rel. Szabo v. Wiseman.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of respondent's motion to dismiss and relator's motion for immediate protection,

IT IS ORDERED by the court that the motion for immediate protection be denied and that the motion to dismiss be sustained.

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

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

MOTION AND PROCEDURAL RULINGS

1989-0846. State v. Lott.

Cuyahoga App. No. 54537. Upon consideration of appellee's motion to set execution date,

IT IS ORDERED by the court that the motion to set execution date be, and hereby is, held in abeyance pending a ruling by the court of appeals on the case pending there.

IT IS FURTHER ORDERED by the court that the parties are to notify this court when the proceedings before the court of appeals have concluded.

Resnick, J., would grant the motion.

2003-1161. State v. Crotts.

Cuyahoga App. No. 81477, 2003-Ohio-2473. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of counsel for appellee's motion to withdraw as counsel,

IT IS ORDERED by the court that the motion be, and hereby is, granted.

Pfeifer and O'Connor, JJ., dissent.

2003-1441. State v. Roberts.

Trumbull C.P. No. 01CR793. This cause is pending before the court as a death penalty from the Court of Common Pleas of Trumbull County. Upon consideration of appellant's motion to hold appeal in abeyance for remand to trial court to resolve putative conflict of interest,

IT IS ORDERED by the court that the motion be, and hereby is, granted.

IT IS FURTHER ORDERED by the court that this case be remanded to the trial court for a hearing and determination of the putative conflict of interest of appellant's counsel. Following determination of that issue, the trial court shall refer this matter back to this court by sending an order finding either that no such conflict exists or finding that a conflict of interest exists and appointing new counsel.

IT IS FURTHER ORDERED by the court that briefing in this case be stayed during the remand. Briefing shall commence when the trial court's order on remand is filed with this court, and appellant's brief shall be due 90 days from that date. The parties shall otherwise comply with S.Ct.Prac.R. VI and S.Ct.Prac.R. XIX.

2003-1648. State ex rel. Adams v. Aluchem, Inc.

Franklin App. No. 02AP-1210, 2003-Ohio-4510. This cause is pending before the court as an appeal from the court of appeals. Upon consideration of appellee's motion to partially overrule stay of execution of judgment,

IT IS ORDERED by the court that the motion be, and hereby is, denied.

Pfeifer, J., dissents.

2003-1671. State ex rel. Slagle v. Rogers.

Marion App. No. 9-02-52, 2003-Ohio-4162. This cause is pending before the court as an appeal from the court of appeals. Upon consideration of appellant's request for oral argument,

IT IS ORDERED by the court that the request be, and hereby is, granted.

ADMINISTRATIVE ACTIONS

1. Amendments to Gov.Bar R. V and XX (Interim Suspension from the Practice of Law) were adopted.

2. Judge William H. Wolff Jr. was appointed to the Committee on the Appointment of Counsel for Indigent Defendants in Capital Cases.

3. Judge John J. Donnelly and Virginia M. Wall were appointed to the Commission on Professionalism.

4. J. Craig Wright and Judge H.J. Bressler were appointed to the Board of Commissioners on Grievances and Discipline of the Supreme Court.

5. Thomas J. Scanlon was reappointed to the Board of Bar Examiners.

6. Raymond Wohl was appointed to the Traffic Rules Review Commission.