

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

June 5, 2019

[Cite as *06/05/2019 Case Announcements, 2019-Ohio-2156.*]

MERIT DECISIONS WITH OPINIONS

2018-1447. Lorain Cty. Bar Assn. v. Weir, Slip Opinion No. 2019-Ohio-2151.

On Certified Report by the Board of Professional Conduct, No. 2018-006. Jeffrey Hile Weir II, Attorney Registration No. 0067470, last known address in Lorain, Ohio, suspended from the practice of law for one year with final six months stayed on conditions.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

French, J., concurs in part and dissents in part and would not require respondent to submit to an Ohio Lawyers Assistance Program assessment.

MERIT DECISIONS WITHOUT OPINIONS

2019-0356. Spring v. Seventh Dist. Court of Appeals.

In Procedendo. On respondent's motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

2019-0392. State ex rel. Harris v. Hamilton Cty. Prosecutor's Office.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, DeWine, Donnelly, and Stewart, JJ., concur.

Fischer, J., not participating.

2019-0393. State ex rel. Houston v. Dewey.

In Procedendo. On respondent's motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

2019-0400. Dixon v. Wallace.

In Mandamus. On respondents' motions to dismiss. Motions granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

2019-0408. State ex rel. Kouns v. Greene.

In Mandamus. On respondent's motion for judgment on pleadings. Motion granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

2019-0414. State ex rel. West v. Twelfth Dist. Court of Appeals Judges.

In Procedendo. On respondents' motions to dismiss. Motions granted. Cause dismissed.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

2019-0457. State ex rel. Newsome v. Hack.

In Mandamus. Sua sponte, alternative writ granted. The following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05: The parties shall file any evidence they intend to present within 20 days, relator shall file a brief within 10 days after the filing of the evidence, respondents shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondents' brief.

O'Connor, C.J., and Kennedy, French, Fischer, DeWine, Donnelly, and Stewart, JJ., concur.

MOTION AND PROCEDURAL RULINGS

2016-1882. State v. Graham.

Portage App. No. 2016 CR 107 E. On appellant's motion to expedite the scheduling of oral argument. Motion denied.

Kennedy, J., dissents.

2019-0039. State v. Farley.

Franklin App. No. 18AP-280, 2018-Ohio-4986. On appellant's motion to stay. Motion denied.

2019-0211. Bevins v. Cooper.

In Mandamus. On relator's request pursuant to S.Ct.Prac.R. 12.04(C). Request denied.

2019-0284. Evans v. Akron Gen. Med. Ctr.

Summit App. No. 28340, 2018-Ohio-3031. On review of an order certifying a conflict. The court determines that a conflict exists. The parties are ordered to brief the questions stated at pages 3 and 5 of the court of appeals' entry filed February 11, 2019: "Is a claim asserted against an employer for negligent hiring, supervision, or retention limited by the statute of limitations governing the employee's alleged misconduct?" and "Does the language of *Strock v. Pressnell*, 38 Ohio St.3d 207, 217[, 527 N.E.2d 1235] (1988) require that a plaintiff show the liability of an employee in order to maintain a negligent hiring, supervision, or retention action against an employer?"

The conflict case is *Bishop v. Miller*, 3d Dist. Defiance Nos. 4-97-30 and 4-97-31, 1998 Ohio App. LEXIS 1526 (Mar. 26, 1998).

Sua sponte, cause consolidated with 2019-0453, *Evans v. Akron Gen. Med. Ctr.*, and briefing in case Nos. 2019-0284 and 2019-0453 shall be consolidated. The parties shall file two originals of the briefs permitted under S.Ct.Prac.R. 16.02 through 16.04 and include both case numbers on the cover page of the briefs. The parties shall otherwise comply with the requirements of S.Ct.Prac.R. 16.01 through 16.04.

2019-0524. Prokos v. Jones.

Athens App. No. 18CA8, 2019-Ohio-519. On appellant's motion for stay. Motion denied.

Donnelly, J., dissents.

APPEALS ACCEPTED FOR REVIEW

2019-0453. Evans v. Akron Gen. Med. Ctr.

Summit App. No. 28340, 2018-Ohio-3031. Sua sponte, cause consolidated with 2019-0284, *Evans v. Akron Gen. Med. Ctr.*, and briefing in case Nos. 2019-0284 and 2019-0453 shall be consolidated. The parties shall file two originals of the briefs permitted under S.Ct.Prac.R. 16.02 through 16.04 and include both case numbers on the cover page of the briefs. The parties shall otherwise comply with the requirements of S.Ct.Prac.R. 16.01 through 16.04.