

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

December 16, 2020

[Cite as *12/16/2020 Case Announcements*, 2020-Ohio-6701.]

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## MERIT DECISIONS WITH OPINIONS

**2019-0364. *In re Estate of Shaffer*, Slip Opinion No. 2020-Ohio-6672.**

Lucas App. No. L-17-1128, 2019-Ohio-234. Judgment reversed.

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

**2019-0594. *State v. Groce*, Slip Opinion No. 2020-Ohio-6671.**

Franklin App. No. 18AP-51, 2019-Ohio-1007. Judgment reversed and cause remanded.

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

Donnelly and Stewart, JJ., dissent for the reasons stated in Justice Donnelly's dissenting opinion in *State v. Dent*, \_\_ Ohio St.3d \_\_, 2020-Ohio-6670, \_\_ N.E.3d \_\_.

**2019-0651 and 2019-0654. *State v. Dent*, Slip Opinion No. 2020-Ohio-6670.**

Franklin App. No. 17AP-592, 2019-Ohio-1510, and No. 17AP-588, 2019-Ohio-1458. Judgment reversed in case No. 2019-0651. Judgment reversed in case No. 2019-0654 and cause remanded.

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

Zmuda, J., concurs, with an opinion.

Donnelly, J., dissents, with an opinion joined by Stewart, J.

Gene A. Zmuda, J., of the Sixth District Court of Appeals, sitting for French, J.

## **MOTION AND PROCEDURAL RULINGS**

### **2020-0508. State v. Metz.**

Cuyahoga App. Nos. 107212, 107261, 107259, and 107246, 2019-Ohio-4054. On appellee/cross-appellant's "motion to unseal record and provide document to counsel for Browning." Motion denied. Sua sponte, the clerk of court is ordered to provide counsel for Browning electronic copies of the portions of the record that are under seal.

### **2020-1292. McKenzie-Hall v. Obama.**

In Mandamus. On respondents' notice of filing a notice of removal in the United States District Court for the Southern District of Ohio. Cause stayed pending the federal court's determination. The parties shall notify this court immediately upon conclusion of the federal court's proceedings.

## **DISCIPLINARY CASES**

### **2014-0970. Disciplinary Counsel v. Eisler.**

On application for reinstatement by respondent, David Charles Eisler, Attorney Registration No. 0020362, last known address in Cleveland Heights, Ohio. Petition granted. David Charles Eisler reinstated to the practice of law in Ohio.

### **2019-1741. Disciplinary Counsel v. Atway.**

On application for reinstatement by respondent, Scott Atway, Attorney Registration No. 0073276, last known address in Powell, Ohio. Petition granted. Scott Atway reinstated to the practice of law in Ohio.

### **2020-0163. Trumbull Cty. Bar Assn. v. Lutseck.**

Sua sponte, John Patrick Lutseck, Attorney Registration No. 0003696, last known business address in Warren, Ohio, found in contempt for failure to file an affidavit of compliance on or before November 9, 2020.

### **2020-0164. Cleveland Metro. Bar Assn. v. Baasten.**

Sua sponte, Jason Matthew Baasten, Attorney Registration No. 0071027, last known business address in Cleveland, Ohio, found in contempt for failure to file an affidavit of compliance on or before November 9, 2020.

**2020-1119. In re Resignation of Moore.**

Sua sponte, John David Moore Jr., Attorney Registration No. 0080352, last known business address in Columbus, Ohio, found in contempt for failure to surrender his certificate of admission and failure to file an affidavit of compliance on or before November 9, 2020.

**2020-1143. In re Resignation of Braun.**

Sua sponte, Timothy Francis Braun, Attorney Registration No. 0038750, last known address in Fremont, Ohio, found in contempt for failure to surrender his attorney-registration card, failure to surrender his certificate of admission, and failure to file an affidavit of compliance on or before November 9, 2020.