

ATTENTION

DIRECT ANY QUESTIONS ABOUT THE ANNOUNCEMENT TO WALTER S. KOBALKA,  
REPORTER OF DECISIONS, OR JUSTINE MICHAEL, ADMINISTRATIVE ASSISTANT, AT  
(614) 466-4961 OR 1-800-826-9010.

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

WEDNESDAY  
August 19, 1992

DISMISSALS, SUA SPONTE, NO SUBSTANTIAL CONSTITUTIONAL  
QUESTION AND JURISDICTIONAL MOTIONS OVERRULED

92-935. State v. Nave.  
Wood County, No. 92WD015.  
Resnick, J., not participating.

MOTION DOCKET

90-1914. State v. Franklin.  
Hamilton County, No. C-890028. UPON CONSIDERATION of the motion filed by  
counsel for appellant to stay the execution of sentence in the  
above-styled cause pending the exhaustion of state post-conviction  
remedies,

IT IS ORDERED by the court that said motion be, and the same is  
hereby, granted, effective August 18, 1992.

IT IS FURTHER ORDERED by the court that said stay is granted for a  
period of six months to allow appellant an opportunity to file a petition  
for post-conviction relief. Absent such a filing within said time  
period, this stay will expire, and no further time will be granted except  
in unusual circumstances.

IT IS FURTHER ORDERED by the court that if a petition for  
post-conviction relief has been filed within the time allotted, a  
date-stamped copy of such petition shall be filed by appellant with the  
Clerk of this court, and this stay shall remain in effect until  
exhaustion of all state post-conviction proceedings, including any  
appeals.

IT IS FURTHER ORDERED by the court that the compliance with the  
mandate and execution of sentence be, and the same are hereby, stayed for  
a period of six months or, if a petition for post-conviction relief is  
filed within that time period, pending the exhaustion of all proceedings

for post-conviction relief before courts of this state.

#### JURISDICTIONAL MOTIONS ALLOWED

92-948. Ohio Office of Collective Bargaining v. Ohio Civil Serv. Emp. Assn., Local 11, AFSCME, AFL-CIO.

Franklin County, No. 91AP-681. On motion to certify the record and on motion for leave to file amicus of Ohio Association of Public School Employees. Motions granted.

Moyer, C.J., Holmes and Wright, JJ., dissent.

#### MISCELLANEOUS DISMISSALS

92-858. State v. Cadwallader.

Cuyahoga County, No. 60006. Sua sponte, cause dismissed for want of prosecution, effective August 17, 1992.

92-1165. Jackson v. Regional Transit Auth.

Cuyahoga County, No. 60443. Sua sponte, cause dismissed for want of prosecution, effective August 17, 1992.

92-1300. Warren v. Franklin Twp. Zoning Bd. of Appeals.

Portage County, No. 91-P-2346. Sua sponte, cause dismissed for want of prosecution, effective August 17, 1992.

92-1442. Helle v. Peerless Constr. Co.

Wood County, No. 91-WD-069. Cause dismissed, on appellant's application for dismissal, effective August 18, 1992.