

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

1:00 P.M.

WEDNESDAY
August 12, 1992

MERIT DOCKET

90-177. State v. Hill.

Trumbull County. Appeal from the Court of Appeals for Trumbull County,
Nos. 3720 and 3745. Judgment affirmed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick,
JJ., concur.

90-338. State v. Richey.

Putnam County. Appeal from the Court of Appeals for Putnam County, No.
12-87-2. Judgment affirmed.

Moyer, C.J., Holmes, Douglas and Resnick, JJ., concur.

Sweeney, Wright and H. Brown, JJ., dissent.

90-1342. State v. Lawson.

Clermont County. Appeal from the Court of Appeals for Clermont County,
No. CA88-05-044. Judgment affirmed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick,
JJ., concur.

90-1613. State v. Gillard.

Stark County. Appeal from the Court of Appeals for Stark County, No.
CA-6701. Cause remanded with instructions.

Moyer, C.J., Sweeney, Douglas, Wright, H. Brown and Resnick, JJ.,
concur.

Holmes, J., dissents.

91-14. State ex rel. Eaton City School Dist. Bd. of Edn. v. State Emp.
Relations Bd.

Franklin County. Appeals from the Court of Appeals for Franklin County,
Nos. 87AP-860 and 87AP-1132. Judgment affirmed, as modified.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

91-219. Aetna Life Ins. Co. v. Hussey.

Lake County. Appeal from the Court of Appeals for Lake County, No.

89-L-14-084. On motion for clarification. Motion granted.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright and H. Brown, JJ., concur.

Resnick, J., dissents.

91-316. State ex rel. Jeep Corp. v. Indus. Comm.

Franklin County. Appeal from the Court of Appeals for Franklin County,

No. 89AP-568. Judgment reversed.

Moyer, C.J., Sweeney, Holmes and Wright, JJ., concur.

Douglas and Resnick, JJ., dissent.

H. Brown, J., not participating.

91-512. Allen Freight Lines, Inc. v. Consol. Rail Corp.

Cuyahoga County. Appeal from the Court of Appeals for Cuyahoga County,

No. 57835. Judgment reversed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

91-1009. Conley v. Shearer.

Butler County. Appeal from the Court of Appeals for Butler County, No.

CA90-05-088. Judgment affirmed in part, reversed in part and cause remanded.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

91-1044. Myers v. Pub. Util. Comm.

Appeal from the Public Utilities Commission, No. 90-1315-EL-CSS. Order affirmed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

91-1531. Leasing Dynamics, Inc. v. Limbach.

Appeal from the Board of Tax Appeals, No. 87-G-1124. Decision affirmed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

91-1652. Cincinnati v. Pub. Util. Comm.

Appeal from the Public Utilities Commission, No. 91-377-EL-CSS. Order affirmed.

Sweeney, Acting C.J., Young, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

William W. Young, J., of the Twelfth Appellate District, sitting for Moyer, C.J.

92-460. Disciplinary Counsel v. Callery.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 90-54. William R. Callery, Jr. is permanently disbarred.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-547. State ex rel. Moss v. Ohio Adult Parole Auth.

In Mandamus. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-897. State ex rel. Schmidt v. Peck.

In Mandamus. Sua sponte, cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-965. Transtec Environmental, Inc. v. Pub. Util. Comm.

Appeal from the Public Utilities Commission, No. 91-1916-TR-CSS. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1039. State ex rel. Collins v. Kettering Mun. Court.

In Prohibition. Sua sponte, cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1053. State ex rel. Blazo v. Ohio Dept. of Rehab. & Corr.

In Mandamus. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1088. State ex rel. Tucker v. Shaw.

In Mandamus. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1099. State ex rel. Holcomb v. Wilkinson.

In Mandamus. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1121. Sines v. Reinbold.

On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1123. Sines v. Williams.

On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

92-1159. State ex rel. Svette v. Eighth Dist. Court of Appeals.

In Mandamus. On motion to dismiss. Motion to dismiss sustained. Cause dismissed.

Moyer, C.J., Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.

DISMISSALS, SUA SPONTE, NO SUBSTANTIAL CONSTITUTIONAL

QUESTION AND JURISDICTIONAL MOTIONS OVERRULED

92-518. McMaster v. Akron Hous. Appeals Bd.
Summit County, No. 15390.

92-561. Reese v. Boston Hts.
Summit County, No. 15156.
Holmes and Douglas, JJ., dissent.

92-576. Oliver v. Society Natl. Bank.
Cuyahoga County, No. 61354.
Resnick, J., not participating.

92-605. Zigmont v. Toto.
Cuyahoga County, No. 62149. On motion and cross-motion to certify the
record. Motions denied.
Sweeney and Douglas, JJ., dissent.

92-752. State v. Farrell.
Sandusky County, No. S-87-55.
Resnick, J., not participating.

92-775. Phillips v. Avon.
Lorain County, No. 91CA5089.
Douglas, J., dissents.

92-803. State v. Kingery.
Ross County, No. 1792.

92-811. State v. Barnhart.
Franklin County, No. 91AP-827.

92-818. Ramsey v. Children's Serv. Bd. of Summit Cty.
Summit County, No. 15524.
Resnick, J., dissents.

92-827. State v. Clark.
Portage County, No. 91-P-2331.

92-835. State v. Flaherty.
Franklin County, No. 91AP-659.
Holmes and Resnick, JJ., dissent.

92-844. State v. Stanton.
Cuyahoga County, No. 60286.

92-845. State v. Thomas.
Hamilton County, No. C-910145.

92-848. Ellington v. Trust Home Improvement Co.
Cuyahoga County, No. 59875.

92-859. State v. LaGore.
Ross County, No. 1719.
Douglas, J., dissents.

92-866. State v. Suskind.
Hamilton County, No. C-910484.
Wright, J., dissents.

92-867. State v. Lewis.
Cuyahoga County, No. 59860.

92-869. State v. Manchak.
Wayne County, No. 2691.
H. Brown, J., dissents.

92-871. State v. Elliott.
Stark County, No. CA-8630.

92-873. Ellison v. Bd. of Trustees of Cuyahoga Community College Dist.
Cuyahoga County, No. 63546.

92-875. State v. Powers.
Franklin County, No. 91AP-927.

92-892. State v. Blunt.
Cuyahoga County, Nos. 60165 and 60166.

92-898. Krepfl v. Krepfl.
Lake County, Nos. 91-L-014 and 91-L-015.

92-900. State v. McGlone.
Scioto County, No. 90-CA-1910.

92-903. State v. Coleman.
Hamilton County, No. C-900872.

92-907. State v. Smith.
Lucas County, No. L-91-100.

92-908. State v. Kerns.
Mahoning County, No. 90 C.A. 123.

92-911. Cleveland Growers Marketing, Inc. v. Greenberg.
Cuyahoga County, No. 60456.
Holmes, J., dissents.

92-922. Matulin v. Academy of Court Reporting, Inc.
Summit County, No. 14947.
Wright, H. Brown and Resnick, JJ., dissent.

92-928. State ex rel. Bailey v. Cartwright.
Darke County, No. CA-1286.

92-932. State v. Latimore.
Ashland County, No. CA-981.

92-933. Padilla v. YMCA.
Sandusky County, No. S-91-15.
Moyer, C.J., and Douglas, J., dissent.
Resnick, J., not participating.

92-940. State v. Harris.
Lucas County, No. L-91-042.
Resnick, J., not participating.

92-941. State v. Mitchell.
Licking County, No. CA-3698.

92-950. Lovash v. Prudential Property & Cas. Ins. Co.
Trumbull County, No. 91-T-4586.
Douglas and Resnick, JJ., dissent.
H. Brown, J., not participating.

92-956. State v. Ashley.
Franklin County, No. 91AP-910.

92-959. State v. Smith.
Cuyahoga County, No. 60369.

92-963. State v. Billups.
Franklin County, No. 91AP-306.
Wright and H. Brown, JJ., dissent.

92-964. State v. Kirksey.
Franklin County, No. 91AP-798.

92-967. State v. Smitley.
Tuscarawas County, No. 92AP020017.
Wright and H. Brown, JJ., dissent.

92-968. State v. Brown.
Hamilton County, No. C-900925.

92-977. State v. Smith.
Cuyahoga County, No. 60509.

92-978. Sears v. Sears.
Guernsey County, No. 91-CA-23.
Wright, J., dissents.

92-999. State v. Bolden.
Stark County, No. CA-8678.
Wright, J., dissents.

MOTION DOCKET

91-1575. State ex rel. Blake v. Indus. Comm.
Franklin County, No. 90AP-938. On request for oral argument. Request denied.
Sweeney, Douglas and Wright, JJ., dissent.

91-1657. State ex rel. Fant v. Flaherty.
Franklin County, No. 90AP-1323. On objections to App.R. 23 and to appoint unbiased judges. Objections and motion denied.

91-1743. Cincinnati Bar Assn. v. Bregger.

On motion for extension of time to show cause. Motion denied.

91-1903. State ex rel. Central States Can Co./Van Dorn Co. v. Indus. Comm.
Franklin County, No. 90AP-1351. On request for oral argument. Request denied.

91-2351. Motorists Mut. Ins. Co. v. Andrews.
Sandusky County, No. S-91-4. On motion for leave to file reply to amicus brief instant. Motion granted.

91-2476. Case v. Norfolk & Western RR. Co.
Sandusky County, No. S-90-24. On motions for leave to file amicus of Ohio Attorney General and Trial Lawyers for Public Justice. Motions granted.

Resnick, J., not participating.

On motions for leave to proceed in pro hac vice. Motions granted.

Resnick, J., not participating.

92-190. State ex rel. Vindicator Printing Co. v. Watkins.
Trumbull County, No. 91-T-4555. On motions for leave to file amicus of Ohio Prosecuting Attorneys Association and Ohio Association of Criminal Defense Lawyers. Motions granted.

92-218. State ex rel. Barker v. Etheridge.
In Mandamus. On motion for leave to file presentation of evidence instant. Motion granted.

92-282. St. Elizabeth Hosp. Med. Ctr. v. Moliterno.
Mahoning County, No. 89 C.A. 185. On motion for leave to file amicus of Ohio Department of Insurance. Motion granted.
On joint motion to vacate. Motion denied.

92-372. Domo v. McCarthy.
Ottawa County, No. 90-OT-034. On motion to dismiss. Motion to dismiss overruled.

Holmes, J., dissents.

On motion for leave to file instant or, in the alternative, to dispense with record. Motion for leave to file instant granted.

Holmes, J., dissents.

92-395. State ex rel. Orbit Movers & Erectors, Inc. v. Indus. Comm.
Franklin County, No. 90AP-781. On motion to dismiss or, in the alternative, for extension of time. Motions denied.

92-465. Krejci v. Prudential Property & Cas. Ins. Co.
Certified Question of State Law, No. 91CV1545. On request for oral argument. Request denied.

Moyer, C.J., and Resnick, J., dissent.

H. Brown, J., not participating.

92-484. Petrick v. Barrett.
Cuyahoga County, No. 63094. On motion to release from financial obligation. Motion denied.

Wright, J., would dismiss.

92-569. State v. Hollis.

Cuyahoga County, No. 59856. On motion for leave to file memorandum in support instant. Motion granted.

Moyer, C.J., and Resnick, J., dissent.

92-816. State v. Roehm.

Clermont County, Nos. CA91-93-017, CA91-03-021 and CA91-03-024. On motion for leave to file memorandum in support instant. Motion granted.

Moyer, C.J., dissents.

92-850. State v. Phillips.

Pickaway County, Nos. 89-CA-32 and 89-CA-33. On motion for leave to exceed page limit. Motion denied.

H. Brown, J., dissents.

92-896. State ex rel. Professional Assn. for the Training of the Mentally Retarded v. Johnson.

In Prohibition. On motion for leave to intervene of Lake County Board of Mental Retardation and Developmental Disabilities. Motion granted.

92-974. State ex rel. Henneke v. Davis.

Hamilton County, No. C-840733. On motion to substitute party. Motion granted.

92-975. State ex rel. Jones v. Hendon.

Hamilton County, No. C-910729. On motion to substitute party. Motion granted.

92-994. State ex rel. Freeman v. Morris.

Scioto County, No. 1875. On motion for injunctive relief. Motion denied.

92-1008. Kalina v. Sagen.

Cuyahoga County, No. 59761. On motion for leave to file memorandum in support instant. Motion granted.

Wright, J., dissents.

92-1025. State v. Redding.

Cuyahoga County, No. 59988. On motion to dismiss. Motion to dismiss overruled.

On motion for leave to exceed page limit. Motion granted.

Moyer, C.J., dissents.

92-1089. Harvey v. Ohio Adult Parole Auth.

Franklin County, No. 92AP-299. On motion for leave to file delayed appeal. Motion granted.

Wright, J., dissents.

92-1117. DeFillippis v. TRW, Inc.

Cuyahoga County, No. 63514. On motion to consolidate with 92-1116, Polikoff v. TRW, Inc., Cuyahoga County, No. 63515; 92-1118, DeFillippis v. TRW, Inc., Cuyahoga County, No. 63513; and 92-1119, Polikoff v. Adam, Cuyahoga County, No. 63516. Motion granted.

92-1165. Jackson v. Regional Transit Auth.

Cuyahoga County, No. 60443. On motion to consolidate with 90-2527, Jackson v. Regional Transit Auth., Cuyahoga County, No. 60442. Motion denied.

Holmes and Douglas, JJ., dissent.

92-1181. State ex rel. Ohio Mechanical Contracting Industry, Inc. v. Cleveland.

In Mandamus. On request for oral argument. Request granted.

Holmes, J., dissents.

92-1186. State v. Toney.

Cuyahoga County, No. 59630. On motion for leave to file delayed appeal. Motion granted.

Wright, J., dissents.

92-1192. Warrensville Hts. v. Mollick.

Cuyahoga County, No. 59981. On motion to reconsider denial of extension of time. Motion denied.

Sweeney and Douglas, JJ., dissent.

92-1213. State v. Perry.

Cuyahoga County, No. 60433. On motion for leave to file delayed appeal. Motion granted.

92-1226. State v. Bell.

Marion County, No. 9-90-79. On motion for leave to exceed page limit. Motion denied.

Douglas and H. Brown, JJ., dissent.

92-1227. Mandell v. Markovic.

Cuyahoga County, No. 60047. On motion to reconsider denial of extension. Motion denied.

Douglas and Resnick, JJ., dissent.

92-1237. State v. Huey.

Cuyahoga County, No. 57547. On motion for leave to file delayed appeal. Motion denied.

Douglas and Resnick, JJ., dissent.

92-1245. State v. Richard.

Cuyahoga County, No. 54228. On motion for leave to file delayed appeal. Motion granted.

92-1246. State v. Richard.

Cuyahoga County, No. 57664. On motion for leave to file delayed appeal. Motion granted.

92-1248. State v. Richard.

Cuyahoga County, No. 54227. On motion for leave to file delayed appeal. Motion granted.

92-1249. State v. Richard.

Cuyahoga County, No. 54040. On motion for leave to file delayed appeal. Motion granted.

92-1271. State v. Yuhanick.

Wayne County, No. 2668. On motion for leave to file notice of appeal instant. Motion granted.

92-1287. State v. Law.

Cuyahoga County, No. 58326. On motion for leave to file delayed appeal.

Motion granted.

Wright and Resnick, JJ., dissent.

JURISDICTIONAL MOTIONS ALLOWED

92-847. State v. Lessin.

Cuyahoga County, No. 61106. On motion for leave to appeal and on motion for leave to file amicus of American Civil Liberties Union. Motions allowed.

Resnick, J., dissents.

92-868. Myers v. Garson.

Summit County, No. 15214.

92-909. Addison v. Ohio River Co.

Hamilton County, Nos. C-910057 and C-910059. On motion and cross-motion to certify the record. Motions allowed.

Moyer, C.J., and Resnick, J., dissent.

JURISDICTIONAL MOTIONS OVERRULED

92-500. Wickens, Herzer & Panza Co., L.P.A. v. Rhodes.

Cuyahoga County, No. 59824.

92-528. Ware v. Miami Valley Hosp.

Montgomery County, No. 13078.

Moyer, C.J., H. Brown and Resnick, JJ., dissent and would remand this cause to the court of appeals for its consideration in light of Nelson v. Toledo Oxygen & Equip. Co. (1992), 63 Ohio St.3d 385, 588 N.E.2d 789.

92-802. State v. Byrd.

Hamilton County, No. C-910340.

Wright, J., dissents.

92-807. Sherman v. Fifth Third Bank.

Montgomery County, Nos. CA 13123 and CA 13141.

Douglas and Wright, JJ., dissent.

92-809. Sibert v. Columbus.

Franklin County, No. 91AP-522.

Douglas, J., dissents.

92-819. Leonard v. Bank One of Youngstown.

Mahoning County, No. 91 C.A. 78.

Sweeney, J., dissents.

H. Brown, J., not participating.

92-820. Steers v. Cincinnati.

Hamilton County, No. C-910290.

H. Brown, J., dissents.

92-821. Local 1562, AFSCME, AFL-CIO v. Chillicothe.

Ross County, Nos. 1765 and 1767.

Wright and H. Brown, JJ., dissent.

92-824. Phillips v. Medmet/Beachwood Clinic.
Cuyahoga County, No. 59559.

92-825. Couto v. Gibson, Inc.
Athens County, No. 1475.
Moyer, C.J., and H. Brown, J., dissent.

92-826. Carrisalez v. Erie Cty. Dept. of Human Serv.
Erie County, No. E-91-19.
Holmes and Wright, JJ., dissent.

92-828. Robinson v. Cincinnati Ins. Co.
Lucas County, No. L-91-016.

92-830. Ellis v. Williams.
Montgomery County, No. 12741.
Wright, J., dissents.

92-841. Brecksville-Broadview Hts. Edn. Assn. v. Brecksville-Broadview
Hts Bd. of Edn.
Cuyahoga County, No. 60143.
Sweeney, Douglas and Resnick, JJ., dissent.

92-846. Creed v. Hubbard.
Trumbull County, No. 91-T-4509.
Douglas and Wright, JJ., dissent.

92-855. Brockman v. Bell.
Hamilton County, No. C-900938.
Moyer, C.J., Holmes and Wright, JJ., dissent.

92-860. Landsman v. Baker.
Cuyahoga County, No. 60252.

92-862. Commercial Union Ins. Co. v. Scavo.
Darke County, No. CA-1297.
Holmes, J., dissents.

92-877. State v. Swofford.
Clark County, No. 2861.

92-879. Pakeeree v. Pakeeree.
Summit County, No. 15186.

92-881. Liston v. Jurek.
Cuyahoga County, No. 59758.
Wright and H. Brown, JJ., dissent.

92-884. Travelers Ins. Co. v. Clovine Assoc., Limited Partnership.
Hamilton County, No. C-910938.
Wright, J., dissents.
Resnick, J., not participating.

92-886. Rathgaber v. Indus. Comm.
Franklin County, No. 91AP-1121.

92-889. Cahill v. Lewisburg.
Preble County, No. CA91-07-013.

92-893. Webb v. Miller.
Allen County, No. 1-91-35.

92-902. Anthony v. Wonnell.
Franklin County, No. 91AP-995.

92-910. State v. Davis.
Cuyahoga County, No. 61956.

92-912. Hercules Tire & Rubber Co. v. Ball.
Hancock County, No. 5-89-7.
Douglas, J., dissents.

92-913. Justice v. Sears Roebuck & Co.
Franklin County, No. 91AP-676.

92-926. State v. Robbins.
Wood County, No. 91-WD-050. On motion to certify the record and on
motion for leave to file amicus of Mothers Against Drunk Driving.
Motions denied.

92-929. Charter Express, Inc. v. Independent Ins. Serv. Corp.
Portage County, No. 91-P-2296.

92-934. Godsey v. Franz.
Williams County, No. 91WM000008.
Holmes and Wright, JJ., dissent.

92-936. State v. Provens.
Hamilton County, No. C-910540.
Holmes and H. Brown, JJ., dissent.

92-937. State v. Leaders.
Erie County, No. E-90-61.
Wright, J., dissents.
Resnick, J., not participating.

92-942. State v. Files.
Hamilton County, No. C-910519.

92-945. Lucas v. Prose.
Franklin County, No. 91AP-917.
Holmes and Wright, JJ., dissent.

92-949. Ohio Cas. Ins. Co. v. Natl. Gen. Ins. Co.
Mahoning County, No. 91 C.A. 00006.

92-952. Savoie v. Grange Mut. Cas. Co.
Holmes County, No. CA-450. On motion and cross-motion to certify the
record. Motions denied.
Holmes, Douglas and Resnick, JJ., dissent.

92-957. Thompson v. CPC Group, Gen. Motors Corp.

Richland County, No. CA-2875.
Douglas, J., dissents.

92-962. Tober v. Kaiser Found. Hosp.
Cuyahoga County, No. 59730.
Wright, J., dissents.

92-966. Long v. Hamel.
Franklin County, No. 91AP-1078.

92-982. Hart v. Oxford Bd. of Housing Appeals.
Butler County, No. CA91-07-0133.

92-983. State v. Ellwood.
Hamilton County, No. C-910277.

92-987. Dion v. State Farm Mut. Auto. Ins. Co.
Defiance County, No. 4-91-14.

92-989. State ex rel. Celebrezze v. Natl. Lime & Stone Co.
Wyandot County, No. 16-91-7.
Douglas and Wright, JJ., dissent.

92-996. Countrymark, Inc. v. Hertz-Penske Truck Leasing, Inc.
Defiance County, No. 4-91-13.
Holmes and H. Brown, JJ., dissent.

REHEARING DOCKET

91-374. State v. Rojas.
Hamilton County, No. C-880332. Reported at 64 Ohio St.3d 131,
N.E.2d . On motion for rehearing. Rehearing denied.

92-93. In re Wuliger.
Reported at 63 Ohio St.3d 1459, N.E.2d . On motion for
rehearing. Rehearing denied.
Douglas, J., dissents.

92-142. State v. Bernard.
Cuyahoga County, No. 59452. Reported at 63 Ohio St.3d 1423,
N.E.2d . On motion for rehearing. Rehearing denied.

92-290. Youngstown v. Teague.
Mahoning County, No. 90 C.A. 114. Reported at 64 Ohio St.3d 1408,
N.E.2d . On motion for rehearing. Rehearing denied.

92-301. Brotherton v. Cleveland.
Hamilton County, No. C-910111. Reported at 64 Ohio St.3d 1416,
N.E.2d . On motion for rehearing. Rehearing denied.
H. Brown and Resnick, JJ., dissent.

92-384. State v. Chinn.
Montgomery County, No. CA 11835. Reported at 64 Ohio St.3d 1412,
N.E.2d . On motion for rehearing. Rehearing denied.

92-453. Stelma v. Juguilon.
Cuyahoga County, Nos. 60584, 60600 and 60645. Reported at 64 Ohio St.3d 1408, N.E.2d . On motion for rehearing. Rehearing denied.
Wright, J., dissents.

92-486. Nelson v. Forman.
Cuyahoga County, No. 60169. Reported at 64 Ohio St.3d 1407, N.E.2d . On motion for rehearing. Rehearing denied.

92-571. McCarthy v. Groszewski.
Lucas County, No. L-91-199. Reported at 64 Ohio St.3d 1402, N.E.2d . On motion for rehearing. Rehearing denied.

92-599. State v. Holloway.
Hamilton County, No. C-900805. Reported at 64 Ohio St.3d 1417, N.E.2d . On motion for rehearing. Rehearing denied.

92-612. Wolf v. Metro. Life Ins. Co.
Hamilton County, No. C-910081. Reported at 64 Ohio St.3d 1413, N.E.2d . On motion for rehearing. Rehearing denied.
Resnick, J., dissents.

92-623. Clark v. Sed.
Portage County, No. 91-P-2314. Reported at 64 Ohio St.3d 1417, N.E.2d . On motion for rehearing. Rehearing denied.

92-655. Bullock v. Beacon Ins. Co. of Am.
Allen County, No. 1-91-69. Reported at 64 Ohio St.3d 1417, N.E.2d . On motion for rehearing. Rehearing denied.
Holmes and Wright, JJ., dissent.

92-692. Brown v. Invacare Corp.
Richland County, No. CA-2858. Reported at 64 Ohio St.3d 1418, N.E.2d . On motion for rehearing. Rehearing denied.
Douglas and H. Brown, JJ., dissent.

DISCIPLINARY DOCKET

91-2201. Columbus Bar Assn. v. Downey.
On request for extension of time to pay board costs. Request denied.
Resnick, J., dissents.
On request for waiver of CLE requirements. Request denied.

91-2500. Disciplinary Counsel v. Oglesby.
On request for extension of time to pay costs. Request granted.

92-416. Cincinnati Bar Assn. v. Muldrow.
On request to amend court's order. Request granted.
Douglas, J., would also find Norris Muldrow in contempt.

92-458. Cincinnati Bar Assn. v. Poston.
On request for extension of time to pay costs. Request granted; \$100 per month installment payment established.
Moyer, C.J., would order at \$200 per month installment payment.

