

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

9:00 A.M.

WEDNESDAY  
December 9, 1992

MERIT DOCKET

91-1669. In re VHA Diagnostic Serv., Inc.  
Franklin County. Appeal from the Court of Appeals for Franklin County,  
Nos. 90AP-1408 and 90AP-1411. Judgment affirmed.

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

Stephen R. Shaw, J., of the Third Appellate District, sitting for  
Moyer, C.J.

91-2553. State ex rel. Nelson Excavating, Inc. v. Indus. Comm.  
Franklin County. Appeal from the Court of Appeals for Franklin County,  
No. 91AP-88. Judgment affirmed.

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

92-80. State ex rel. Litten v. Indus. Comm.  
Franklin County. Appeal from the Court of Appeals for Franklin County,  
No. 91AP-80. Judgment affirmed.

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

Holmes, J., dissents.

92-155. State ex rel. Missik v. Youngstown.  
Franklin County. Appeal from the Court of Appeals for Franklin County,  
No. 91AP-83. Judgment affirmed in part, reversed in part and writ  
granted in part.

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

concur.

Holmes, J., dissents.

92-215. Bloss v. Rogers.

Allen County. Appeal from the Court of Appeals for Allen County, No. CA91110080. Judgment affirmed.

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

92-728. Ellis v. McMackin.

Marion County. Appeal from the Court of Appeals for Marion County, No. 9-92-10. Judgment affirmed.

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

92-1334. State ex rel. Gutierrez v. Trumbull Cty. Bd. of Elections.

Trumbull County. Appeal from the Court of Appeals for Trumbull County, No. 92-T-4698. Judgment affirmed.

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

92-1340. Dayton Bar Assn. v. McDonald.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 91-55. Michael J. McDonald is publicly reprimanded.

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

92-1341. Columbus Bar Assn. v. Luginbuhl.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 91-26. Randall J. Luginbuhl is suspended from the practice of law in the state of Ohio for one year.

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

92-1344. Dayton Bar Assn. v. Hannah.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 91-53. John Marshall Hannah, Jr. is publicly reprimanded, upon conditions.

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

92-1486. In re Nicotera.

On Certified Order of the Supreme Court of New York, Appellate Division, Third Judicial Department. Thomas C. Nicotera is publicly reprimanded.

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

92-1676. State ex rel. Barth v. Hamilton Cty. Bd. of Elections.

In Prohibition. Writ denied.

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

92-1691. State ex rel. Osborn v. Fairfield Cty. Bd. of Elections. In Mandamus. Writ allowed.

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

92-1706. Darke Cty. Bar Assn. v. Brumbaugh.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 91-44. Philip J. Brumbaugh is suspended from the practice of law for six months, conditioned with probation.

Sweeney, Holmes, Douglas, Wright, H. Brown and Resnick, JJ., concur.  
Moyer, C.J., not participating.

92-1707. Columbus Bar Assn. v. Wolery.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 91-15. John J. Wolery is suspended from the practice of law in the state of Ohio for a period of two years, retroactive to November 21, 1990.

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

92-1709. Disciplinary Counsel v. Nass.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 92-18. Terri L. Nass is suspended from the practice of law for one year, suspended on condition.

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

92-1821. State ex rel. Citizens for Responsible Taxation v. Scioto Cty. Bd. of Elections.

In Mandamus. Writ denied.

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

92-1822. State ex rel. Altieri v. Trumbull Cty. Bd. of Elections.

In Prohibition. Writ allowed.

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

92-1859. State ex rel. Walsh v. Ashtabula Cty. Bd. of Elections.

In Mandamus. Writ allowed.

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

92-1864. State ex rel. Markulin v. Ashtabula Cty. Bd. of Elections.

In Mandamus. Writ denied.

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

92-1911. State ex rel. McMillan v. Ashtabula Cty. Bd. of Elections.

In Prohibition. Writ granted.

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

Resnick, J., dissents.

Moyer, C.J., not participating.

92-1938. State ex rel. Yiamouyiannis v. Taft.

In Mandamus. Writ denied.

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

