

ATTENTION

DIRECT ANY QUESTIONS ABOUT THE ANNOUNCEMENT TO WALTER S. KOBALKA,  
REPORTER OF DECISIONS, AND DEBORAH J. BARRETT AT (614) 466-4961 OR  
1-800-826-9010.

SUPREME COURT OF OHIO  
COLUMBUS

ANNOUNCEMENT

FRIDAY  
December 30, 1994

MERIT DOCKET

93-569. State v. Simko.

Appeal from the Court of Appeals for Lorain County, No. 91CA005214.  
Judgment affirmed.

A.W. Sweeney, Douglas, Resnick and F.E. Sweeney, JJ., concur.  
Moyer, C.J., Wright and Pfeifer, JJ., dissent.

93-1085. State v. Said.

Appeal from the Court of Appeals for Lake County, No. 92-L-018.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright and Pfeifer, JJ., concur.  
Resnick, J., concurs in part and dissents in part.  
F.E. Sweeney, J., dissents.

93-1616. Zoppo v. Homestead Ins. Co.

Appeal from the Court of Appeals for Cuyahoga County, No. 62926.  
Judgment reversed and cause remanded.

Douglas, Resnick and F.E. Sweeney, JJ., concur.  
A.W. Sweeney, J., concurs in the syllabus and judgment only.  
Pfeifer, J., concurs in part and dissents in part.  
Moyer, C.J., and Wright, J., dissent.

93-1667. State v. Bidinost.

Appeal from the Court of Appeals for Cuyahoga County, No. 62925.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, F.E. Sweeney and  
Pfeifer, JJ., concur.  
Resnick, J., concurs in the syllabus and judgment only.

93-1910. Reed v. Miamisburg.

Appeal from the Court of Appeals for Montgomery County, No. 13446.  
Sua sponte, cause dismissed as having been improvidently allowed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick and F.E.  
Sweeney, JJ., concur.  
Pfeifer, J., dissents.

93-2165. State v. Bailey.

Certified by the Court of Appeals for Montgomery County, No. 13672.  
Judgment reversed.

Moyer, C.J., Douglas, F.E. Sweeney and Pfeifer, JJ., concur.  
Resnick, J., concurs in the syllabus and judgment only.  
A.W. Sweeney and Wright, JJ., concur separately.

93-2272. Gammarino v. Hamilton Cty. Bd. of Revision.  
Appeal from the Board of Tax Appeals, No. 92-B-1402.  
Decision reversed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

93-2276. Galayda v. Lake Hosp. Sys., Inc.  
Appeal from the Court of Appeals for Cuyahoga County, No. 63151.  
Judgment affirmed.

A.W. Sweeney, Douglas, Resnick, F.E. Sweeney and Pfeifer, JJ.,  
concur.

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

93-2490. State v. Clark.  
Certified by the Court of Appeals for Franklin County, No. 93AP-193.  
Judgment reversed.

Douglas, Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Moyer, C.J., A.W. Sweeney and Wright, JJ., concur in judgment only.

94-797. In re Estate of Mayer.  
Appeal from the Court of Appeals for Lucas County, No. L-93-131.  
Sua sponte, judgment reversed and cause remanded.

Moyer, C.J., Douglas, Wright, F.E. Sweeney and Pfeifer, JJ., concur.

A.W. Sweeney, J., dissents.

Resnick, J., not participating.

94-1319. State ex rel. Crabtree v. Ohio Bur. of Workers' Comp.  
In Mandamus and Prohibition.  
Writs granted.

A.W. Sweeney, Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Douglas, J., concurs separately.

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

94-1636. State v. Tyler.  
Appeal from the Court of Appeals for Cuyahoga County, No. 51696.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Resnick, F.E. Sweeney and  
Pfeifer, JJ., concur.

Wright, J., dissents.

94-1680. State v. Fair.  
Appeal from the Court of Appeals for Franklin County, No. 90AP-363.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-1719. State ex rel. Jackson v. Dallman.  
Appeal from the Court of Appeals for Warren County, No. CA94-05-049.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-1724. State v. Ballard.

Appeal from the Court of Appeals for Auglaize County, No. 2-93-12.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-1796. Cincinnati Bar Assn. v. Schultz.

On Certified Report by the Board of Commissioners on Grievances and  
Discipline of the Supreme Court, No. 93-25. Donna C. Schultz is suspended  
from the practice of law for two years, with one year suspended, on  
conditions.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-1814. Disciplinary Counsel v. Simon.

On Certified Report by the Board of Commissioners on Grievances and  
Discipline of the Supreme Court, No. 94-42. Frederick J. Simon is  
publicly reprimanded.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick and F.E.  
Sweeney, JJ., concur.

Pfeifer, J., dissents.

94-1820. State v. Durr.

Appeal from the Court of Appeals for Cuyahoga County, No. 57140.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Resnick, F.E. Sweeney and  
Pfeifer, JJ., concur.

Wright, J., dissents.

94-1983. State v. Thrower.

Appeal from the Court of Appeals for Summit County, Nos. 14044, 14045,  
14095, 14096, 14967, 15737 and 15765.  
Judgment affirmed.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-2027. Smith v. Jordan.

Appeal from the Court of Appeals for Allen County, No. 1-94-27.  
Judgment reversed and cause remanded.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick, F.E. Sweeney  
and Pfeifer, JJ., concur.

94-2253. Disciplinary Counsel v. DePietro.

On Certified Report by the Board of Commissioners on Grievances and  
Discipline of the Supreme Court, No. 92-56. Harry J. DePietro is publicly  
reprimanded.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick and F.E.  
Sweeney, JJ., concur.

Pfeifer, J., dissents.

94-2256. Cleveland Bar Assn. v. Trombetta.

On Certified Report by the Board of Commissioners on Grievances and  
Discipline of the Supreme Court, No. 94-33. Ignatius B. Trombetta is  
publicly reprimanded.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick and F.E.  
Sweeney, JJ., concur.

Pfeifer, J., dissents.

94-2300. Disciplinary Counsel v. Talbert.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 94-22. Bonford Reed Talbert is publicly reprimanded.

Moyer, C.J., A.W. Sweeney, Douglas, Wright, Resnick and F.E. Sweeney, JJ., concur.

Pfeifer, J., dissents.

#### RECONSIDERATION DOCKET

93-2620. State ex rel. Martinez v. Avon Oaks Nursing Home.

Appeal from the Court of Appeals for Franklin County, No. 93AP-153. On Motion for Reconsideration. Motion granted, judgment reversed, and writ allowed.

A.W. Sweeney, Douglas, Resnick and F.E. Sweeney, JJ., concur.

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

#### SUPREME COURT OF OHIO

#### COLUMBUS

#### ANNOUNCEMENT

FRIDAY

December 30, 1994

#### MERIT DOCKET

92-1350. State ex rel. Maurer v. Sheward.

Appeal from the Court of Appeals for Franklin County, No. 91AP-1442. Judgment affirmed.

A.W. Sweeney, Wright and Evans, JJ., concur.

Moyer, C.J., concurs separately.

Douglas, Resnick and F.E. Sweeney, JJ., concur in part and dissent in part.

John R. Evans, J., of the Third Appellate District, sitting for Pfeifer, J.

93-1165. Wilkinson v. Maurer.

Appeal from the Court of Appeals for Franklin County, Nos. 92AP-674, 92AP-675, 92AP-677 and 92AP-678.

Judgment affirmed in part and reversed in part.

A.W. Sweeney, Wright and Evans, JJ., concur.

Moyer, C.J., concurs separately.

Douglas, Resnick and F.E. Sweeney, JJ., concur in part and dissent in part.

John R. Evans, J., of the Third Appellate District, sitting for Pfeifer, J.

93-1500. Ritchie Photographic v. Limbach.

Appeal from the Board of Tax Appeals, No. 90-D-780.

Decision affirmed.

Moyer, C.J., A.W. Sweeney, Wright, Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Douglas, J., dissents.

94-2210. State ex rel. Spadafora v. Toledo City Council.

In Mandamus.

Writ denied and cause dismissed.

Douglas, Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Moyer, C.J., A.W. Sweeney and Wright, JJ., concur separately.

# SUPREME COURT OF OHIO

COLUMBUS

## ANNOUNCEMENT

FRIDAY

December 30, 1994

## MISCELLANEOUS DOCKET

In re Report of the Commission	:	1994 TERM
on Continuing Legal Education.	:	
	:	To wit: December 29, 1994
Frank Llewellyn Beane	:	
(#0032041),	:	ENTRY
Respondent.	:	

This matter originated in this court on the filing of a report by the Commission on Continuing Legal Education (the "commission") pursuant to Gov.Bar R. X(6)(A)(1)(b) and (A)(2)(d). The Commission recommended the imposition of sanctions against certain attorneys, including the above-named respondent, for failure to comply with the provisions of Gov.Bar R. X, Attorney Continuing Legal Education, for the 1990-1991 reporting period.

On June 18, 1993, this court adopted the recommendation of the commission, imposed a sanction fee upon the respondent and suspended the respondent from the practice of law pursuant to Gov.Bar R. X(6)(B)(3), and Gov.Bar R. X(5)(A)(4). The court further ordered that respondent shall not be reinstated to the practice of law in Ohio until respondent complies with the requirements for reinstatement set forth in Gov.Bar R. X(7).

On December 5, 1994, the commission filed a recommendation pursuant to Gov.Bar R. X(7)(B)(2), finding that the respondent has paid all fees assessed for noncompliance, has made up all deficiencies and is now in full compliance with all requirements of Gov. Bar R. X, and recommending that the respondent be reinstated to the practice of law in Ohio. Upon consideration thereof,

IT IS ORDERED by the court that the recommendation of the commission is adopted and respondent, Frank Llewellyn Beane, is hereby reinstated to the practice of law, effective December 29, 1994.

In re Report of the Commission	:	1994 TERM
on Continuing Legal Education.	:	
	:	To wit: December 29, 1994
Steven Richwill Hughes	:	
(#0005005),	:	ENTRY
Respondent.	:	

This matter originated in this court on the filing of a report by the Commission on Continuing Legal Education (the "commission") pursuant to Gov.Bar R. X(6)(A)(1)(b) and (A)(2)(d). The commission recommended the imposition of sanctions against certain attorneys, including the above-named respondent, for failure to comply with the provisions of Gov.Bar R. X, Attorney Continuing Legal Education, for the 1990-1991 reporting period.

On June 18, 1993, this court adopted the recommendation of the commission, imposed a sanction fee upon the respondent and suspended the respondent from the practice of law pursuant to Gov.Bar R. X(6)(B)(3), and Gov.Bar R. X(5)(A)(4). The court further ordered that respondent shall not be reinstated to the practice of law in Ohio until respondent complies with the requirements for reinstatement set forth in Gov.Bar R. X(7).

On December 5, 1994, the commission filed a recommendation pursuant to Gov.Bar R. X(7)(B)(2), finding that the respondent has paid all fees assessed for noncompliance, has made up all deficiencies and is now in full compliance with all requirements of Gov.Bar R. X, and recommending that the respondent be reinstated to the practice of law in Ohio. Upon consideration thereof,

IT IS ORDERED by the court that the recommendation of the commission is adopted and respondent, Steven Richwill Hughes, is hereby reinstated to the practice of law, effective December 29, 1994.