

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

TUESDAY

September 12, 1995

MOTION DOCKET

93-2592. State v. Berry.

Cuyahoga County, No. 60531. UPON CONSIDERATION of the motion filed by counsel for appellant to stay the execution of sentence in the above-styled cause pending the timely filing of a petition for a writ of certiorari in the Supreme Court of the United States,

IT IS ORDERED that said motion be, and the same is hereby, granted, effective September 11, 1995.

IT IS FURTHER ORDERED that the compliance with the mandate and the execution of sentence be, and the same are hereby, stayed pending the timely filing of the petition in the Supreme Court of the United States.

IT IS FURTHER ORDERED that if such petition is timely filed, this stay shall continue for an indefinite period pending final disposition of this cause by the Supreme Court of the United States.

95-1679. State ex rel. Ricchiuto v. Reagan.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus regarding an expedited election matter. Upon consideration thereof,

IT IS ORDERED by this court that an alternative writ of mandamus be, and hereby is, granted, and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. X:

The parties shall file any evidence they intend to present on or before September 15, 1995; relators shall file their brief on or before September 18, 1995; respondents shall file their brief(s) on or before September 21, 1995; and relators shall file their reply briefs, if any, on or before September 25, 1995.

MISCELLANEOUS DISMISSALS

95-1479. State v. Jackson.

Cuyahoga County, No. 60435. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. It appears from the records of this court that appellant has not filed a merit brief or a notice of adoption of the memorandum in support of jurisdiction as the brief, due September 5, 1995, in compliance with the Rules of Practice of the Supreme Court and therefore has

failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

IT IS ORDERED by this court that this cause be, and hereby is, dismissed sua sponte, effective September 8, 1995.