

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

THURSDAY
April 27, 1995

DISMISSALS, SUA SPONTE, NO SUBSTANTIAL CONSTITUTIONAL
QUESTION AND DISCRETIONARY APPEALS, IF APPLICABLE, NOT ALLOWED

94-2146. Gillivan v. Ohio Bd. of Tax Appeals.
Franklin County, No. 94APE02-145.

Resnick and F.E. Sweeney, JJ., dissent.

Patricia A. Blackmon, Acting C.J., of the Eighth Appellate
District, sitting for Moyer, C.J.

James M. Porter, J., of the Eighth Appellate District, sitting
for Douglas, J.

Donald C. Nugent, J., of the Eighth Appellate District, sitting
for Wright, J.

MOTION DOCKET

95-576. State ex rel. Brecksville Edn. Assn./OEA/NEA v. State Emp.
Relations Bd.

In Mandamus. On answer of respondent. Sua sponte, alternative writ
granted.

Moyer, C.J., and Wright, J., dissent and would dismiss the
cause.

Douglas, J., dissents and would grant a peremptory writ.

SUPREME COURT OF OHIO

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RECONSIDERATION DOCKET

94-1872. State v. Jackson.
Cuyahoga County, No. 55758. Reported at 72 Ohio St.3d 1401,
N.E.2d . IT IS ORDERED by the court that the motion for
reconsideration of this court's dismissal of this cause for want of
prosecution be, and the same is hereby, denied, effective April 25,
1995.

MISCELLANEOUS DISMISSALS

95-515. State v. Brown.
Lucas County, No. L-87-241. This cause is pending before the court
as an appeal from the Court of Appeals for Lucas County.
Appellant's merit brief was due April 10, 1995. It appears from the
records of this court that appellant has not filed a merit brief 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 the court that this cause be, and hereby is,
dismissed sua sponte.

95-814. State v. Brown.
Hamilton County, No. C-930445. Appellant has filed an untimely
appeal of the court of appeals' decision denying his application for
reopening under App.R. 26(B) and a motion for delayed appeal. This
appeal involves a civil, post-conviction matter and not an appeal of
a felony case to which the provisions for delayed appeal in
S.Ct.Prac.R. II(2)(A)(4) apply. Therefore,

IT IS ORDERED by the court, sua sponte, that the motion for
delayed appeal be, and hereby is, stricken, effective April 25, 1995.

IT IS FURTHER ORDERED by the court, sua sponte, that, in that
appellant failed to perfect an appeal pursuant to S.Ct.Prac.R.
II(2)(A)(1), this case be, and hereby is, dismissed for lack of
jurisdiction.