

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

WEDNESDAY
September 11, 1996

MOTION DOCKET

95-1002. State v. Sailors.
Wayne County, No. 2723. On motion to vacate. Motion granted.

96-502. Bar-Tec, Inc. v. Ohio Dept. of Liquor Control.
Franklin County, No. 95APE10-1331. On amicus curiae motion for leave to file under S.Ct.Prac.R. XI by Ohio Licensed Beverage Association. Motion denied.

96-1303. State ex rel. Josso v. Seidner.
Lorain County, No. 96CA006408. On motion to strike. Motion denied; sua sponte, leave to file within thirty days granted.

96-1830. McBroom v. Franklin Cty. Bd. of Elections.
Franklin County, No. 96APE01-53. This cause is pending before the court as a discretionary appeal and a claimed appeal of right. On September 5, 1996, appellee filed its memorandum in response which was due September 4, 1996. S.Ct.Prac.R. XIV(1)(C) prohibits the filing of a memorandum in response that is not timely. Accordingly,

IT IS ORDERED by the court, sua sponte, that the memorandum in response be, and hereby is, stricken.

MISCELLANEOUS DISMISSALS

96-1619. State ex rel. Reese v. Indus. Comm.
Franklin County, No. 96APD05-565. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. It appears from the records of this court that appellant has not filed a merit brief, due September 3, 1996, 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.