

11/14/97

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

FRIDAY

November 14, 1997

MOTION DOCKET

96-2819. State v. Hessler.

Franklin C.P. No. 95CR116906. This cause has been pending before the court since December 23, 1996. On December 24, 1996, pursuant to S.Ct.Prac.R. XIX(4), the clerk of the trial court was ordered to transmit the record in this case to the Supreme Court by no later than February 21, 1997. Since then, the trial court has granted three extensions of time for transmittal of the record, with the most recent extension providing for transmittal of the record no later than December 1, 1997. This matter is now before the court on the appellee's motion to vacate a stay of execution granted by this court on September 10, 1997.

IT IS HEREBY ORDERED by the court, sua sponte, that the September 10, 1997 stay of execution shall expire on May 15, 1998, and this court will take other action it considers necessary if the record is not transmitted without further delay.

Douglas, J., would deny the motion to vacate stay.

97-2351. State v. Becker.

Tuscarawas App. No. 97AP01Q006. This cause is pending before the court as a discretionary appeal and a claimed appeal of right. Upon consideration of appellant's motion to stay,

IT IS ORDERED by the court that the motion for stay be, and hereby is, denied.

DISCIPLINARY DOCKET

94-2701. Disciplinary Counsel v. Pagac.

On September 11, 1997, respondent, Paul Pagac III, filed a Motion to Show Cause Why Harald Craig Should Not Be Held In Contempt. On September 17, 1997, relator, Disciplinary Counsel, filed a Memorandum Contra Motion To Show Cause, in which it requested the court to deny the motion and award fees in favor of Disciplinary Counsel in the amount of \$500 to discourage further frivolous motions. Upon consideration thereof,

The court finds, pursuant to S.Ct.Prac.R. XIV(5), that respondent's motion is frivolous. Accordingly,

IT IS ORDERED by this court, sua sponte, that respondent's motion be, and hereby is, stricken.

IT IS FURTHER ORDERED, sua sponte, that respondent is sanctioned in the amount of \$500, to be paid within thirty days of the date of this entry, by certified check or money order made payable to the Supreme Court of Ohio.

Douglas, J., would not order a sanction.

IT IS FURTHER ORDERED by the court that the Clerk shall deposit the payment into the Attorney Registration Fund.

Douglas, J., would not order a sanction.