

09/02/98

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

1:00 P.M.

WEDNESDAY

September 2, 1998

MOTION DOCKET

97-1111. State v. Stojetz.

Madison C.P. No. 96CR10086. This cause is pending before the court as an appeal from the Court of Common Pleas of Madison County. Upon consideration of appellant's motion for expedited release of evidence,

IT IS ORDERED by the court that the motion for expedited release of evidence be, and hereby is, granted, and the Clerk's Office is authorized to release State's Exhibit 55 to Sgt. Downey of the Ohio State Highway Patrol.

97-1595. Genaro v. Cent. Transport, Inc.

Certified State Law Question, Nos. 196CV2282, 197CV00598 and 197CV601. This cause came before the court on the certification of a state law question from the United States District Court, Northern District of Ohio, Eastern Division. Upon consideration of the motion to extend time for oral argument of respondents Future Electronics, Inc. and Bonita Russell,

IT IS ORDERED by the court that the motion to extend time for oral argument be, and hereby is, denied.

98-1699. E. Ohio Gas Co. v. Wood Cty. Bd. of Elections.

In Prohibition. This cause originated in this court on the filing of a complaint for a writ of prohibition regarding an expedited election matter. Upon consideration of the motion for leave to intervene by Mary Ann Miller and Concerned Citizens for Troy Township,

IT IS ORDERED by the court that the motion for leave to intervene be, and hereby is, granted.

Cook, J., not participating.

MISCELLANEOUS DISMISSALS

98-357. State ex rel. Snyder v. Cunningham.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of relator's application for dismissal,

IT IS ORDERED by the court that the application for

dismissal be, and hereby is, granted.

ACCORDINGLY, IT IS FURTHER ORDERED by the court that this cause be, and hereby is, dismissed.

98-1281. Weinberger v. Weinberger.

Hamilton App. No. C-970552. This cause is pending before the court as a discretionary appeal and cross-appeal. On July 29, 1998, appellee/cross-appellant filed a memorandum in support of jurisdiction of cross-appeal and in response to appellant/cross-appellee's memorandum, which was due July 27, 1998. Whereas S.Ct.Prac.R. XIV(1)(C) prohibits the filing of a document after the filing deadline has passed,

IT IS ORDERED by the court, sua sponte, that appellee/cross-appellant's combined memorandum be, and hereby is, stricken.

IT IS FURTHER ORDERED by the court, sua sponte, that the cross-appeal of Barrett Weinberger be, and hereby is, dismissed.

The appeal of Cathy F. Weinberger remains pending.

98-1475. State v. Hartman.

Summit App. No. CR97091987. This cause is pending before the court as an appeal from the Court of Common Pleas of Summit County. Upon consideration of appellant's motion for stay pending disposition of this appeal and appeal to the United States Supreme Court,

IT IS ORDERED by the court that the motion for stay be, and hereby is, granted to the extent that a stay, pending disposition of this appeal and further order of this court, is granted.

98-1698. State ex rel. Stoots v. Fisher.

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 of relators' application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

ACCORDINGLY, IT IS FURTHER ORDERED by the court that this cause be, and hereby is, dismissed.