

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

1:00 P.M.

WEDNESDAY
November 25, 1998

MERIT DOCKET

96-2183. State ex rel. United Screw & Bolt Corp. v. Indus. Comm.

Franklin App. No. 95APD10-1327. Judgment affirmed consistent with the opinion of the court of appeals.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2317. State v. Dickinson.

Union App. No. 14-97-11. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2319. State v. Lacey.

Union App. No. 14-97-15. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2320. State v. Collins.

Union App. No. 14-97-18. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2322. State v. Souder.

Union App. No. 14-97-12. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2323. State v. Fielder.

Union App. No. 14-97-10. Judgment reversed and trial court's finding reinstated.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

97-2325. State v. Vaughan.

Union App. No. 14-97-14. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-71. State v. Marker.

Seneca App. No. 13-97-39. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-175 and 98-388. State v. Bartis.

Franklin App. No. 97APA05-600. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-358. State v. Ramsey.

Clermont App. No. CA97-03-025. Judgment affirmed and cause remanded for
new sexual predator classification hearing.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-377. Cincinnati Bar Assn. v. Deardorff.

On Certified Report by the Board of Commissioners on Grievances and Discipline
of the Supreme Court, No. 96-74.

Timothy J. Deardorff is suspended from the practice of law for one year, six
months stayed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-378. Cincinnati Bar Assn. v. Haas.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 96-74.

Loren S. Haas is suspended from the practice of law for two years, one year stayed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-381. Toledo Bar Assn. v. Zerner.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 96-15.

Richard E. Zerner is suspended from the practice of law for two years.

Moyer, C.J., Douglas, Lazarus, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

Cynthia C. Lazarus, J., of the Tenth Appellate District, sitting for Resnick, J.

98-398. Cincinnati Bar Assn. v. Komarek.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 95-57.

Paul Komarek is indefinitely suspended from the practice of law with credit for time served. See opinion.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-467. State v. Naegele.

Clermont App. No. CA97-04-043. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-483. State v. Sunnycalb.

Butler App. No. CA97-05-100. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-603 and 98-605. State v. Lance.

Hamilton App. No. C-970301. Judgment affirmed on Propositions of Law Nos. I and II. Propositions of Law Nos. III, IV, and V dismissed as having been improvidently allowed.

Douglas, Resnick, F.E. Sweeney, Pfeifer and Lundberg Stratton, JJ., concur.
Moyer, C.J., and Cook, J., concur in part and dissent in part.

98-604 and 98-606. State v. Towe.

Hamilton App. No. C-970283. Judgment affirmed on Propositions of Law Nos. I and II. Propositions of Law Nos. III, IV, and V dismissed as having been improvidently allowed.

Douglas, Resnick, F.E. Sweeney, Pfeifer and Lundberg Stratton, JJ., concur.
Moyer, C.J., and Cook, J., concur in part and dissent in part.

98-620. State v. Spivey.

Mahoning App. No. 89 C.A. 172. Judgment affirmed.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

Douglas, J., concurs in judgment only.

98-634 and 98-674. State v. Rykowski.

Franklin App. No. 97APA06-837. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-669 and 98-810. State v. Daniels.

Franklin App. No. 97APA06-830. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-687. State v. Kirkman.

Marion App. No. 9-97-69. Judgment reversed and trial court's finding reinstated.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-862. State v. Lewis.

Hamilton App. No. C-970289. Judgment affirmed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-874. State v. Clinger.

Hancock App. No. 5-97-37. Judgment reversed and cause remanded.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-884 and 98-886. State v. Condrón.

Montgomery App. No. 16430. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-899. State v. Fortman.

Montgomery App. No. CA 16565. Judgment affirmed on Proposition of Law No. I and appeal dismissed as having been improvidently allowed on Proposition of Law No. II.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-910. State v. Violette.

Franklin App. No. 97APA09-1234. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-934 and 98-960. State v. Goode.

Miami App. No. 97-CA-14. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-948. State v. Ferguson.

Franklin App. No. 97APA06-858. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-967 and 98-1535. State v. Scott.

Franklin App. No. 97APA07-906. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-1015. State v. Scarborough.

Warren App. No. CA97-08-088. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg
Stratton, JJ., concur.

98-1016. State v. Nicholas.

Warren App. Nos. CA97-05-035, CA97-05-036, CA97-05-040, CA97-05-044, CA97-05-045, CA97-05-046, CA97-05-047, CA97-05-052, and CA97-05-063.

Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

RECONSIDERATION DOCKET

97-2675. Cincinnati Bar Assn. v. Allen.

Reported at 82 Ohio St.3d 550, 697 N.E.2d 189. On motion for reconsideration. Motion denied.

Moyer, C.J., Resnick, Pfeifer and Cook, JJ., concur.

Douglas, F.E. Sweeney and Lundberg Stratton, JJ., concur and concur separately.