

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

1:00 P.M.

WEDNESDAY
January 19, 2000

MERIT DOCKET

96-2832. State ex rel. Crosset Co. v. Conrad.

Franklin App. No. 95APD10-1300. Judgment reversed and writ granted.

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

97-2003. State v. Lindsey.

Brown C.P. Nos. 97CR2015 and 97CR2064. Judgment affirmed.

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

98-238. Pesek v. Univ. Neurologists Assn., Inc.

Cuyahoga App. No. 71637. Judgment reversed and cause remanded.

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

98-1899. SER Thornton v. Indus. Comm.

Franklin App. No. 97APD07-899. Judgment reversed and cause returned for relief consistent with *State ex rel. Gay v. Mihm*.

Douglas, Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Moyer, C.J., Cook and Lundberg Stratton, JJ., dissent.

98-2010. Harp v. Cleveland Hts.

Cuyahoga App. No. 73171. Judgment reversed and cause remanded.

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

Douglas, J., concurs and concurs separately.

Cook and Lundberg Stratton, JJ., dissent.

98-2435 and 98-2444. Hillabrand v. Drypers Corp.

Marion App. Nos. 9-98-23 and 9-98-18. Judgment reversed and cause remanded.

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

Douglas, J., concurs and concurs separately.

Cook, J., dissents.

98-2479. Symmes Twp. Bd. of Trustees v. Smyth.

Hamilton App. No. C-971028. Judgment affirmed.

Moyer, C.J., Douglas, O'Donnell, F.E. Sweeney, Cook and Lundberg Stratton, JJ., concur.

Pfeifer, J., concurs in judgment only.

Terrence O'Donnell, J., of the Eighth Appellate District, sitting for Resnick, J.

98-2482. AT&T Wireless PCS, Inc. v. Beavercreek Twp. Bd. of Zoning Appeals.

Greene App. No. 98CA18. Judgment reversed and cause remanded on authority of *Symmes Twp. Bd. of Trustees v. Smyth*.

Moyer, C.J., Douglas, O'Donnell, F.E. Sweeney, Cook and Lundberg Stratton, JJ., concur.

Pfeifer, J., dissents.

Terrence O'Donnell, J., of the Eighth Appellate District, sitting for Resnick, J.

98-2543 and 98-2610. Marshall v. Ortega.

Cuyahoga App. No. 72096. Judgment affirmed.

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

Cook, J., dissents.

99-23. State v. Fontes.

Union App. No. 14-97-45. Judgment affirmed.

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

99-181. Gucciardo v. Stow-Monroe Falls City School Dist. Bd. of Edn.

Summit App. No. 18945. Judgment reversed and cause remanded on the authority of *State ex rel. Clark v. Greater Cleveland Regional Transit Auth.*

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

99-269. State v. Simon.

Cuyahoga App. No. 74248. Judgment affirmed.

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

99-394. State ex rel. Besser v. Ohio State Univ.

In Mandamus. *In camera* review ordered. See opinion.

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

99-1316. State ex rel. Henry v. McMonagle.

Cuyahoga App. No. 75464. Judgment affirmed.

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

99-1420. State ex rel. Myers v. Brown.

In Quo Warranto. Writ granted in part and denied in part.

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

99-1491. Cleveland Bar Assn. v. Moore.

On Final Report of the Board of Commissioners on the Unauthorized Practice of Law, No. UPL 98-1. Respondent is enjoined from the further practice of law in Ohio.

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

99-1556. Disciplinary Counsel v. Wherry.

On Certified Report by the Board of Commissioners on Grievances and Discipline of the Supreme Court, No. 98-66.

Judith Brandes Wherry is permanently disbarred.

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

99-1720. State ex rel. Wilson v. Sunderland.

Montgomery App. No. 17715. Judgment affirmed.

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