

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

MONDAY
January 31, 2000

MOTION DOCKET

98-1209. State v. Sanders.

Hamilton App. No. C-960253. This cause is pending before the court as an appeal from the Court of Appeals for Hamilton County. Upon consideration of the motion of Cathy R. Cook for continuance of oral argument scheduled for February 8, 2000, and to appoint new lead counsel for appellant,

IT IS ORDERED by the court, *sua sponte*, that oral argument scheduled for February 8, 2000, be, and hereby is, continued.

It appearing to the court that, according to the records of the Committee on the Appointment of Counsel for Indigent Defendants in Capital Cases (Rule 20 Committee), Cathy R. Cook was removed from the list of attorneys certified to represent capital defendants on appeal effective July 30, 1998,

IT IS ORDERED by the court, *sua sponte*, that Cathy R. Cook show cause on or before February 7, 2000, why she should not be removed as counsel for defendant because she is not certified to represent capital defendants on appeal as required by S.Ct.Prac.R. I(1).

98-2489. Columbus School Dist. Bd. of Edn. v. Tracy.

Board of Tax Appeals, Nos. 95-G-693 and 95-G-716. This cause is pending before the court as an appeal from the Board of Tax Appeals. On November 29, 1999, this court granted a joint motion to continue oral argument scheduled for November 30, 1999, due to a pending settlement agreement. Whereas the appellant has neither filed an application for dismissal of this case nor requested that the case proceed before this court,

IT IS ORDERED by the court, *sua sponte*, effective January 28, 2000, that appellant show cause within ten days of the date of this entry why this court should not proceed with oral argument pursuant to S.Ct.Prac.R. IX(1)(B).

RECONSIDERATION DOCKET

99-1947. State ex rel. Davet v. Pianka.

Cuyahoga App. No. 76337. Reported at 87 Ohio St.3d 1486, ___ N.E.2d ___.

IT IS ORDERED by the court that the motion for reconsideration in this case be, and hereby is, denied, effective January 28, 2000.

MISCELLANEOUS DISMISSALS

99-1659. State ex rel. Messina v. Steiner.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. It appears from the records of this court that relator has not filed evidence and a merit brief in compliance with the Rules of Practice of the Supreme Court and the order of this court entered December 22, 1999, 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*, effective January 28, 2000.

99-2112. Stocklas v. Erie Ins. Group.

Lake App. No. 98-L-153. This cause is pending before the court as a discretionary appeal and a claimed appeal as of right. Upon consideration of appellants' 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, effective January 28, 2000.

99-2271. Oakwood Mgt. Co. v. Richards.

Franklin App. No. 99AP-627. This cause is pending before the court as a discretionary appeal from the Court of Appeals for Franklin County. It appears from the records of this court that appellant has not filed a memorandum in support of jurisdiction, due January 24, 2000, 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*, effective January 28, 2000.

00-74. State ex rel. Plain Dealer Publishing Co. v. Cleveland State Univ.

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, effective January 28, 2000.