

THE STATE EX REL. PLAIN DEALER PUBLISHING COMPANY v. COURT OF  
COMMON PLEAS OF CUYAHOGA COUNTY.

[Cite as *State ex rel. Plain Dealer Publishing Co. v. Cuyahoga Cty. Court of  
Common Pleas, 2000-Ohio-280.*]

*Complaint dismissed because issue now moot.*

(No. 00-301—Submitted September 26, 2000—Decided November 8, 2000.)

IN PROHIBITION.

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*Baker & Hostetler L.L.P., Kyle B. Fleming and Jeffrey T. Williams*, for  
relator.

*Gold, Schwartz & Co., L.P.A., Niki Z. Schwartz, Orville E. Stifel II and  
Jennifer E. Schwartz*, for respondent.

*William D. Mason*, Cuyahoga County Prosecuting Attorney, and *Randi  
Marie Ostry*, Assistant Prosecuting Attorney, in support of respondent, for *amicus  
curiae* state of Ohio.

*David H. Hoffmann*, in support of respondent, for *amicus curiae* Ohio  
Prosecuting Attorneys Association.

*Friedman & Gilbert, Terry H. Gilbert, Gordon S. Friedman and George H.  
Carr*, in support of respondent, for *amicus curiae* Charles Murray, special  
administrator of the estate of Samuel H. Sheppard.

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{¶ 1} The cause is dismissed because the issue is now moot.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER and LUNDBERG  
STRATTON, JJ., concur.

COOK, J., dissents.

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SUPREME COURT OF OHIO

**COOK, J., dissenting.**

{¶ 2} I would grant the writ. Though an opinion by this court at this juncture would not affect the case at bar, the decision could set parameters for future cases.

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