

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

MONDAY
April 3, 2000

MOTION DOCKET

98-2365. Duquesne Light Co. v. Tracy.

Board of Tax Appeals Nos. 95-K-40, 95-K-71 and 95-K-72. This cause is pending before the court as an appeal and cross-appeal from the Board of Tax Appeals. Upon consideration of the joint motion to vacate the decision and order of the Board of Tax Appeals and remand the cause to the Board for further proceedings,

IT IS ORDERED by the court that the motion to vacate the decision and order of the Board of Tax Appeals be, and hereby is, granted, and the cause is remanded to the Board for further proceedings.

IT IS FURTHER ORDERED that the parties are to bear their respective costs herein expended; that a mandate be sent to the Board of Tax Appeals to carry this judgment into execution; and that a copy of this entry be certified to the Board for entry.

COOK, J., not participating.

00-57. State v. Hughbanks.

Hamilton App. No. C-980595. This cause is a death penalty appeal from the Court of Appeals for Hamilton County. Upon consideration of appellant's response to the order to show cause entered March 14, 2000,

IT IS ORDERED by the court, *sua sponte*, that appellant shall file a merit brief within twenty days of the date of this entry.

MISCELLANEOUS DISMISSALS

98-2680. State ex rel. Baily v. Indus. Comm.

Franklin App. No. 97APD09-1205. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's application for dismissal,

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

IT IS FURTHER ORDERED that the appellees recover from the appellant their costs herein expended; that a mandate be sent to the Court of Appeals for Franklin County to carry this judgment into execution; and that a copy of this entry be certified to the Clerk of the Court of Appeals for Franklin County for entry.