

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

MONDAY  
April 17, 2000

**MERIT DOCKET**

**00-461. State ex rel. Banks v. Doan.**

In Prohibition. This cause originated in this court on the filing of a complaint for a writ of prohibition. Upon consideration pursuant to S.Ct.Prac.R. X(5),

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

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

**MOTION DOCKET**

**92-2565. State v. Scudder.**

Franklin App. No. 91AP-506. This cause is a death penalty appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion for stay of execution pending federal habeas corpus review,

IT IS ORDERED by the court that the motion for stay be, and hereby is, granted; the stay will expire upon federal court resolution.

**99-1668. State v. Jordan.**

Montgomery App. No. 17686. This cause is pending before the court as an appeal from the Court of Appeals for Montgomery County. Upon consideration of appellee's motion for continuance of oral argument scheduled for May 10, 2000,

IT IS ORDERED by the court that the motion for continuance of oral argument be, and hereby is, denied.

**99-2293. Linko v. Indemn. Ins. Co. of N. Am.**

This cause is pending before the court on the certification of a state law question from the United States District Court for the Western District of New York. On April 10, 2000, respondent filed a merit brief. Whereas, pursuant to S.Ct.Prac.R. XVIII, respondent's brief was due April 6, 2000, respondent's brief is untimely and therefore prohibited by S.Ct.Prac.R. XIV(1)(C). Accordingly,

IT IS ORDERED by the court, *sua sponte*, that respondent's merit brief be, and hereby is, stricken.

**00-628. In re Election Contest of December 14, 1999.**

Lake C.P. No. 00CV000049. This cause is an appeal of an election contest pursuant to R.C. 3515.15.

IT IS ORDERED by the court, *sua sponte*, that the Clerk shall issue an order to the clerk of the court of common pleas requiring transmittal of the record pursuant to S.Ct.Prac.R. V(3).

IT IS FURTHER ORDERED by the court that the parties shall proceed to brief this case in accordance with S.Ct.Prac.R. VI and VII.

**MISCELLANEOUS DISMISSALS**

**00-634. Cotten v. Ohio Adult Parole Auth.**

This cause originated in this court on the filing of a petition for declaratory judgment and was considered in a manner prescribed by law. Upon consideration thereof,

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