

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

10:00 A.M.

FRIDAY  
April 21, 2000

**DISMISSALS, SUA SPONTE, NO SUBSTANTIAL  
CONSTITUTIONAL QUESTION AND DISCRETIONARY  
APPEALS, IF APPLICABLE, NOT ALLOWED**

**00-110. State v. Fischer.**

Cuyahoga App. No. 75222.

Cook, J., would allow on Proposition of Law No. VII only and hold the cause for the decision in 99-286, *State v. Williams*, Lake App. No. 97-L-191; and 99-764, *State v. Worthy*, Portage App. No. 97-P-0059.

Resnick, J., not participating.

**MOTION DOCKET**

**00-277. Overton v. W. Res. Group.**

Wayne App. No. 99CA0007. On review of order certifying a conflict. The court determines that a conflict exists; *sua sponte*, cause held for the decision in 00-132 and 00-170, *Davidson v. Motorists Mut. Ins. Co.*, Franklin App. No. 99AP-163; briefing schedule stayed.

F.E. Sweeney, J., dissents.

## **DISCRETIONARY APPEALS NOT ALLOWED**

### **00-75. Steele v. Diab.**

Erie App. No. E-98-035. On discretionary appeal. Appeal denied.

Moyer, C.J., and F.E. Sweeney, J., dissent.

Resnick, J., not participating.

On discretionary cross-appeal. Appeal denied.

Douglas and F.E. Sweeney, JJ., dissent.

Resnick, J., not participating.

## **RECONSIDERATION DOCKET**

### **98-219. Pretty v. Mueller.**

Hamilton App. Nos. C-970011 and C-970332. Reported at 88 Ohio St.3d 1201, 722 N.E.2d 1027. On motion for reconsideration. Motion denied.

Douglas, Resnick and Pfeifer, JJ., dissent.

### **98-1333. State v. Johnson.**

Hamilton C.P. No. B9708745. Reported at 88 Ohio St.3d 95, 723 N.E.2d 1054. On motion for reconsideration. Motion denied.

### **98-2054. Shemo v. Mayfield Hts.**

Cuyahoga App. No. 73241. Reported at 88 Ohio St.3d 7, 722 N.E.2d 1018. On motion for reconsideration. Motion denied.

### **98-2521. C.I.V.I.C. Group v. Warren.**

Trumbull App. No. 98-T-0001. Reported at 88 Ohio St.3d 37, 723 N.E.2d 106. On motion for reconsideration and on *amicus curiae* motion for leave to file under S.Ct.Prac.R. XI by Ohio Home Builders Association, Inc. et al. Motions denied.

Pfeifer and Lundberg Stratton, JJ., dissent.

### **99-2092. Stewart v. State Auto. Ins. Co.**

Franklin App. No. 98AP-1601. Reported at 88 Ohio St.3d 1416, 723 N.E.2d 121. On motion for reconsideration. Motion denied.

Moyer, C.J., Cook and Lundberg Stratton, JJ., dissent and would hold this cause for the decision in 00-132 and 00-170, *Davidson v. Motorists Mut. Ins. Co.*, Franklin App. No. 99AP-163.

**99-2288. Berry v. Przborski.**

Montgomery App. No. 99CA21. Reported at 88 Ohio St.3d 1435, 724 N.E.2d 810.

On motion for reconsideration. Motion denied.

Douglas, J., dissents.