

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

**THURSDAY  
May 25, 2000**

**MOTION DOCKET**

**93-1708. State v. Kinley.**

Clark App. No. 2826. On September 25, 1996, this court stayed the execution of sentence in this cause pending exhaustion of state post-conviction remedies. It appearing to the court that this court dismissed the appeal and cross-appeal in Supreme Court case No. 99-2297, appellant's post-conviction appeal, on March 24, 2000,

IT IS ORDERED by the court, *sua sponte*, that the stay of execution entered in this cause on September 25, 1996, be and hereby is revoked.

IT IS HEREBY ORDERED by this court that said sentence be carried into execution by the Warden of the Southern Ohio Correctional Facility or, in his absence, by the Deputy Warden, on Wednesday, the 23rd of August, 2000, in accordance with the statutes so provided.

IT IS FURTHER ORDERED that a certified copy of this entry and a warrant under the seal of this court be duly certified to the Warden of the Southern Ohio Correctional Facility and that said Warden shall make due return thereof to the Clerk of the Court of Common Pleas of Clark County.

**98-1209. State v. Sanders.**

Hamilton App. No. C-960253. This cause is a death penalty appeal from the Court of Appeals for Hamilton County. Upon consideration of appellant's motion to supplement the record with transcript of hearing held in case No. 93CR454 on February 18, 1994 (transcript attached to motion); and appellant's motion to supplement the record with transcript of hearing held in case No. 94CR-03-1348 on May 9, 1994 (transcript attached to motion); and appellant's motion to charge the cost of the transcript of the May 9, 1994 hearing at state's expense,

IT IS ORDERED by the court that the motions to supplement the record be and hereby are granted.

IT IS FURTHER ORDERED by the court that the motion to charge the cost of the transcript at state's expense be and hereby is granted.

**MISCELLANEOUS DISMISSALS**

**00-875. In re McCune.**

Tuscarawas App. No. 1999AP040026. This cause is pending as an appeal of a judgment entered March 28, 2000, by the Tuscarawas County Court of Appeals. In the notice of appeal filed on May 11, 2000, appellant identified this appeal as one that involves termination of parental rights. Under amendments to the Rules of Practice of the Supreme Court of Ohio effective April 1, 2000, an appeal that involves termination of parental rights or adoption of a minor child must be filed within twenty days of the entry of judgment. Whereas the requirements of S.Ct.Prac.R. II(A)(1)(a) apply to any case filed on or after April 1, 2000, appellant has failed to timely file this appeal in accordance with S.Ct.Prac.R. II(A)(1)(a). Accordingly,

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