

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

May 20, 2002

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### MOTIONS AND PROCEDURAL RULINGS

**2002-0371. State v. Liles.**

Huron App. Nos. H-00-014 and H-00-019, 2001-Ohio-2689. On May 10, 2002, this court dismissed this case for want of prosecution because appellant did not file a memorandum in support of jurisdiction. It has come to the court's attention that appellant was not served a copy of this court's April 3, 2002 entry granting his motion for delayed appeal at the correct address. Therefore,

IT IS ORDERED by the court, sua sponte, that the entry dismissing this cause for want of prosecution be, and hereby is, vacated.

IT IS FURTHER ORDERED by the court that appellant's memorandum in support of jurisdiction is due thirty days from the date of this entry.

**2002-0410. State v. Eakin.**

Licking App. No. 01CA00087. On May 13, 2002, appellant filed an application for dismissal of this case. Appellant's application does not contain a proof of service that complies with the requirements of S.Ct.Prac.R. XIV(2)(C). Accordingly,

IT IS ORDERED by the court, sua sponte, that appellant's application for dismissal be, and hereby is, stricken.

### APPEALS NOT ALLOWED FOR REVIEW

**2002-0264. Nelson v. Conneaut Twp. Park Dist. Bd. of Commrs.**

Ashtabula App. No. 2001-A-0016, 2001-Ohio-7060.

Moyer, C.J., would allow on Proposition of Law No. I.

Douglas, J., would allow on Proposition of Law No. II.

F.E. Sweeney, J., would allow.

**2002-0279. Monaco v. Red Fox Gun Club, Inc.**

Portage App. No. 2000-P-0064, 2001-Ohio-4040. Appeal and cross-appeal not allowed.

Douglas, J., would allow the cross-appeal.

**2002-0281. Johnson v. MetroHealth Med. Ctr.**

Cuyahoga App. No. 79403, 2001-Ohio-4259.

Resnick, F.E. Sweeney and Lundberg Stratton, JJ., dissent.

**2002-0312. Shalkhauser v. Medina.**

Medina App. Nos. 3238-M and 3249-M, 2002-Ohio-222.

Cook, J., would allow on Propositions of Law Nos. I, II, and III.

Douglas and Pfeifer, JJ., would allow.

**2002-0322. Hughes v. Butler Cty. Children Serv. Bd.**

Butler App. No. CA2001-07-178, 2002-Ohio-184.

Douglas, Resnick and Lundberg Stratton, JJ., dissent.

### **MISCELLANEOUS DISMISSALS**

**2001-2158. Perotti v. Ishee.**

Mahoning App. No. 01CA88. This cause is pending before the court as an appeal from the Court of Appeals for Mahoning County. It appears from the records of this court that appellant has not filed a merit brief, due May 13, 2002, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this case with the requisite diligence. Upon consideration thereof,

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

### **MEDIATION REFERRALS**

**2002-0750. State ex rel. Moss v. Ohio State Hwy. Patrol Retirement Sys.**

Franklin App. No. 00AP-1082.