

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

June 21, 2002

MOTION AND PROCEDURAL RULINGS

2002-1029. State v. Tijerina.

Defiance App. No. 4-02-01, 2002-Ohio-2979. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's motion for stay of the court of appeals' judgment,

IT IS ORDERED by the court that the motion for stay be, and hereby is, denied.

F.E. Sweeney, J., dissents.

2002-1032. State v. Stanley.

Mahoning App. No. 99CA55. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's motion for stay of the court of appeals' judgment,

IT IS ORDERED by the court that the motion for stay be, and hereby is, granted.

MISCELLANEOUS ORDERS

2000-2099. Cincinnati Bar Assn. v. Clapp & Affiliates Fin. Serv., Inc.

On April 3, 2002, this court ordered respondent Clapp & Affiliates Financial Services, Inc. ("Clapp, Inc."), and intervening respondent Robert D. Clapp, to produce or cause to be produced within ten days of the date of the order at the office of counsel for the relator certain documents and materials. This court further ordered Robert D. Clapp to file an affidavit with this court and with relator that he is no longer engaged and does not further intend to engage in any counseling or negotiation regarding legal matters for or on behalf of another, or appear in court by pleadings or personal appearance for or on behalf of any party

other than himself, or engage in any practice that may constitute the practice of law.

In its order of April 3, 2002, this court further ordered that should intervening respondent Robert D. Clapp in his personal capacity or as Chief Executive Officer of Clapp, Inc., or as sole shareholder of Clapp, Inc., fail to produce the items referred to in the order, he shall be incarcerated in the Richland County Jail for a period of no less than 30 days and as long thereafter as he shall fail to purge himself of the contempt of this court.

On May 15, 2002, this court determined that respondent Clapp, Inc., and intervening respondent Robert D. Clapp, had not complied with the April 3, 2002 order. On May 15, 2002, a Writ of Commitment was issued commanding the Sheriff of Richland County to imprison Robert D. Clapp, last known business address in Mansfield, Ohio, for a period of no less than 30 days and as long thereafter as he shall fail to purge himself of contempt. On May 16, 2002, Robert D. Clapp was arrested and incarcerated in the Richland County Jail.

On June 7, 2002, Robert D. Clapp filed an affidavit stating that he is not engaged and will not engage in any counseling or negotiation regarding legal matters for or on behalf of another, or appear in court by pleadings or personal appearance for or on behalf of any party other than himself, or engage in any practice that may constitute the practice of law.

On June 21, 2002, relator filed a notice that, on or about June 17, 2002, respondent Clapp, Inc., and intervening respondent Robert D. Clapp, delivered to counsel for the relator four boxes of documents that purport to be responsive to the subpoena issued by the Board of Commissioners of the Unauthorized Practice of Law.

It appearing to the court that intervening respondent has served the minimum sentence imposed by this court and, having complied with the April 3, 2002 order, has purged himself of contempt,

IT IS ORDERED by the court that intervening respondent Robert D. Clapp be released from the Richland County Jail.

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