

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

September 16, 2002

MOTION AND PROCEDURAL RULINGS

2001-1807. Luckenbill v. Hamilton Mut. Ins. Co.

Darke App. No. 1524, 2001-Ohio-1465. This cause is pending before the court as an appeal from the Court of Appeals for Darke County. On May 13, 2002, appellants and appellee filed a joint notice of appellee's payment in settlement of financial obligation and appellee's intent not to file a merit brief or otherwise appear in this case. Upon consideration thereof,

IT IS ORDERED by the court, sua sponte, that the parties show cause within 10 days of the date of this entry why this case should not be dismissed.

2002-0977. Purvis v. Cincinnati Ins. Co.

Greene App. No. 2001-CA-104, 2002-Ohio-1803. This cause is pending before the court on the certification of a conflict by the Court of Appeals for Greene County. Upon consideration of appellants' motion to consolidate this cause with Supreme Court case No. 2001-1709, *Kemper v. Michigan Millers Mut. Ins. Co.* and to participate in oral argument in case No. 2001-1709,

IT IS ORDERED by the court that the motion to consolidate and to participate in oral argument be, and hereby is, denied.

2002-1014. Corpline v. Hamilton Cty. Bd. of Revision.

Board of Tax Appeals, No. 01-A-422. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of the motion of appellee Hamilton County Auditor for extension of time to file appellee's merit brief pursuant to S.Ct.Prac. R. XIV(6)(C),

IT IS ORDERED by the court that the motion for extension of time be, and hereby is, granted, and appellee's merit brief is due on or before October 17, 2002.

2002-1095. Cleveland Mun. School Dist Bd. of Edn. v. Cuyahoga Cty. Aud.

Board of Tax Appeals, Nos. 99-J-1763, 99-J-1764, 99-J-1773 and 99-J-1774. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's motion for extension of time to file appellant's merit brief pursuant to S.Ct.Prac. R. XIV(6)(C),

IT IS ORDERED by the court that the motion for extension of time be, and hereby is, granted, and appellant's merit brief is due on or before September 30, 2002.

2002-1224. State ex rel. Pennington v. Indus. Comm.

Franklin App. No. 01AP-1155, 2002-Ohio-3059. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of the joint motion for extension of time to file appellant's merit brief pursuant to S.Ct.Prac. R. XIV(6)(C),

IT IS ORDERED by the court that the motion for extension of time be, and hereby is, granted, and appellant's merit brief is due on or before October 28, 2002.

2002-1340. State ex rel. Carmel v. Persichetti.

Franklin App. No. 01AP-1177, 2002-Ohio-3069. This cause pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion to stay briefing schedule until November 14, 2002,

IT IS ORDERED by the court that the motion be, and hereby is, granted, and appellant's merit brief shall be due November 14, 2002.

2002-1399. Cleveland v. N. Pacific Group, Inc.

Cuyahoga App. Nos. 78706, 78871 and 79595, 2002-Ohio-3117. This cause is pending before the court as a discretionary appeal. On September 12, 2002, appellees Thomasson Lumber Company and Olon Belcher Lumber Company filed a memorandum opposing jurisdiction which listed T. Gregory Slother and John J. Kozak as co-counsel with Brian D. Sullivan. Whereas T. Gregory Slother and John J. Kozak are not admitted to practice law in Ohio and have not sought admission pro hac vice as required by S.Ct.Prac. R. I(1) and (2),

IT IS ORDERED by the court, sua sponte, that the names of T. Gregory Slother and John J. Kozak be, and hereby are, stricken from the memorandum and T. Gregory Slother and John J. Kozak shall not be permitted to participate in this case.

MISCELLANEOUS DISMISSALS

2002-1126. Allen v. Johnson.

Wayne App. Nos. 01CA0046 and 01CA0047, 2002-Ohio-3404. This cause is pending before the court as a discretionary appeal and cross-appeal. Upon consideration of appellant/cross-appellee's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

The cross-appeal of the Indiana Insurance Company and Consolidated Insurance Company remains pending.