

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

October 4, 2002

MERIT DECISIONS WITH OPINIONS

2002-1547. State ex rel. Hackworth v. Hughes.

In Mandamus. Writ denied.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer and Lundberg Stratton, JJ., concur.

Douglas and Cook, JJ., dissent.

MOTION AND PROCEDURAL RULINGS

1989-0846. State v. Lott.

Cuyahoga App. No. 54537. Upon consideration of the motion for leave of The Arc of Ohio, Advocacy and Protective Services, Cerebral Palsy Association of Ohio, Ohio Association of County Boards of Mental Retardation and Developmental Disabilities, Developmental Disabilities Planning Council, and Ohio Legal Rights Service to proceed as amici curiae and file a brief,

IT IS ORDERED by the court that the motion for leave to proceed as amici curiae be, and hereby is, granted.

IT IS FURTHER ORDERED that the amici curiae may file, within 10 days of the date of this entry, the brief in conformance with the applicable provisions of S.Ct.Prac.R. VI(6).

Cook, J., dissents.

2001-1702. State ex rel. Beacon Journal Publishing Co. v. Bond.

Summit App. No. 20329. This cause is pending before the court as an appeal and cross-appeal from the Court of Appeals for Summit County.

IT IS ORDERED by the court, sua sponte, that the Clerk of Courts of Summit County, within ten days of this entry, transmit under seal the following documents for an in-camera inspection by this court: All documents held under seal by the October 19, 2000 order of the Summit County Court of Common Pleas in case No. 99-05-1098(A).

2001-1843. Ferrando v. Auto-Owners Mut. Ins. Co.

Ashtabula App. No. 2000-A-0038. This cause is pending before the court as an appeal from the Court of Appeals for Ashtabula County. Upon consideration of appellee's motion for continuance of oral argument scheduled for October 15, 2002,

IT IS ORDERED by the court that the motion for continuance of oral argument be, and hereby is, denied.

2002-0803. German v. Thermo-O-Disc, Inc.

Richland App. No. 01CA512, 2002-Ohio-1848. This cause is pending before the court upon the allowance of a discretionary appeal and claimed appeal of right. On September 4, 2002, this court ordered, inter alia, that this cause be held for the decision in case No. 2001-1807, *Luckenbill v. Hamilton Mut. Ins. Co.*, Darke App. No. 1524, 2001-Ohio-1465. Whereas, on September 24, 2002, this court dismissed case No. 2001-1807,

IT IS ORDERED by the court, sua sponte, that this cause be held for the decision in case No. 2001-1843, *Ferrando v. Auto-Owners Mut. Ins. Co.*, Ashtabula App. No. 2000-A-0038. The previous order staying briefing in this case remains in effect.

2002-0837. German v. Thermo-O-Disc, Inc.

Richland App. No. 01CA512, 2002-Ohio-1848. This cause is pending before the court on the certification of conflict by the Court of Appeals for Richland County. On September 4, 2002, this court ordered, inter alia, that this cause be held for the decision in case No. 2001-1807, *Luckenbill v. Hamilton Mut. Ins. Co.*, Darke App. No. 1524, 2001-Ohio-1465. Whereas, on September 24, 2002, this court dismissed case No. 2001-1807,

IT IS ORDERED by the court, sua sponte, that this cause be held for the decision in case No. 2001-1843, *Ferrando v. Auto-Owners Mut. Ins. Co.*, Ashtabula App. No. 2000-A-0038. The previous order staying briefing in this case remains in effect.

2002-0961. Cincinnati Gas & Elec. Co. v. Clermont Cty. Bd. of Revision.

Board of Tax Appeals, Nos. 98-K-707 and 98-K-708. 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 October 18, 2002. The remainder of the briefing established in this court's August 16, 2002 entry remains in effect.

2002-1577. State v. Kaplowitz.

Lake App. No. 2001-L-025, 2002-Ohio-4217. 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 court of appeals' judgment,

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

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

APPEALS NOT ACCEPTED FOR REVIEW

2002-1211. Goldfinger Ent., Inc. v. Ohio Liquor Control Comm.

Franklin App. No. 01AP-1172, 2002-Ohio-2770.

Moyer, C.J., Cook and Lundberg Stratton, JJ., dissent.

2002-1212. Aida Ent., Inc. v. Ohio Liquor Control Comm.

Franklin App. No. 01AP-1178, 2002-Ohio-2764.

Moyer, C.J., Cook and Lundberg Stratton, JJ., dissent.

2002-1225. Zirger v. Ferkel.

Seneca App. No. 13-02-05, 2002-Ohio-2822.

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

Douglas and F.E. Sweeney, JJ., would allow.