

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

May 16, 2003

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### MERIT DECISIONS WITH OPINIONS

**2001-2273. State v. Watkins, 2003-Ohio-2419.**

Greene App. No. 2001CA15, 2001-Ohio-1841. Judgment affirmed.

Moyer, C.J., Whitmore, F.E. Sweeney, Pfeifer, Boggins, Lundberg Stratton and O'Connor, JJ., concur.

Beth Whitmore, J., of the Ninth Appellate District, sitting for Resnick, J.

John F. Boggins, J., of the Fifth Appellate District, sitting for Cook, J.

### APPEALS ACCEPTED FOR REVIEW

**2003-0270. Dalton v. Travelers Ins. Co.**

Stark App. No. 2001CA00380, 2002-Ohio-7369. Discretionary appeal and cross-appeal allowed; cause held for the decision in 2002-0579, *Burkhart v. CNA Ins. Co.*, Stark App. No. 2001CA00265, 2002-Ohio-903; and briefing schedule stayed.

Resnick, J., would deny the appeal, allow the cross-appeal on Propositions of Law Nos. I and II, reverse the judgment of the court of appeals on these two propositions of law, and remand the cause to the trial court for further proceedings consistent with *Ferrando v. Auto-Owners Mut. Ins. Co.*, 98 Ohio St.3d 186, 2002-Ohio-7217, 781 N.E.2d 927.

F.E. Sweeney and Pfeifer, JJ., dissent and would deny the appeal and cross-appeal.

**2003-0301. Westfield Ins. Co. v. Wausau Business Ins. Co.**

Stark App. Nos. 2002CA00138 and 2002CA00150, 2002-Ohio-7391. Discretionary appeal allowed and cause held for the decision in 2002-1126 and 2002-1433, *Allen v. Johnson*, Wayne App. Nos. 01CA0046 and 01CA0047, 2002-Ohio-3404; briefing schedule stayed.

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

**2003-0448. Dalton v. Travelers Ins. Co.**

Stark App. No. 2001CA00380, 2002-Ohio-7369. Discretionary appeal allowed.

Pfeifer, J., would also reverse and remand per *Ferrando v. Auto-Owners Mut. Ins. Co.*, 98 Ohio St.3d 186, 2002-Ohio-7217, 781 N.E.2d 927.

Moyer, C.J., Lundberg Stratton and O'Connor, JJ., dissent.

**APPEALS NOT ACCEPTED FOR REVIEW**

**2003-0354. State v. Andrasek.**

Cuyahoga App. No. 81398, 2003-Ohio-32.

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

**2003-0416. Smith v. Cleveland Clinic Found.**

Cuyahoga App. No. 80940, 2003-Ohio-286.

Cook, J., not participating.

**DISCIPLINARY CASES**

**2002-1966. In re Resignation of DiBlasio.**

On affidavit of resignation from the practice of law of Henry Anthony DiBlasio and report filed under seal by Disciplinary Counsel pursuant to Gov.Bar R. V(11)(G)(2). Resignation accepted with designation of disciplinary action pending.

**2003-0472. In re Resignation of Haase.**

On affidavit of resignation from the practice of law of Mark William Haase and report filed under seal by Disciplinary Counsel pursuant to Gov.Bar R. V(11)(G)(2). Resignation accepted with designation of disciplinary action pending.

**2003-0663. In re Resignation of Corbett.**

On affidavit of resignation from the practice of law of James John Corbett and report filed under seal by Disciplinary Counsel pursuant to Gov.Bar R. V(11)(G)(2). Resignation accepted with designation of disciplinary action pending.