

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

July 23, 2003

MERIT DECISIONS WITH OPINIONS

2001-1165 and 2001-2259. Frenchtown Square Partnership v. Lemstone, Inc., 2003-Ohio-3648.

Mahoning App. No. 99 CA 300, 2001-Ohio-3245. Judgment affirmed.

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

2002-0285. Roman v. Estate of Gobbo, 2003-Ohio-3655.

Cuyahoga App. No. 79119. Judgment affirmed.

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

O'Connor, J., concurs separately.

Pfeifer, J., concurs in part and dissents in part.

Sumner Walters, J., of the Third Appellate District, sitting for Cook, J.

2002-1173. Neville v. Neville, 2003-Ohio-3624.

Holmes App. No. 01CA028, 2002-Ohio-2901. Judgment reversed.

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

Donald R. Ford, J., of the Eleventh Appellate District, sitting for Cook, J.

2002-1535. State ex rel. Martin v. Indus. Comm., 2003-Ohio-3625.

Franklin App. No. 01AP-1173, 2002-Ohio-3678. Judgment reversed.

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

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

O'Donnell, J., not participating.

2002-1571. In re Application of Hampton, 2003-Ohio-3649.

On Report of the Board of Commissioners on Character and Fitness of the Supreme Court, No. 235.

Applicant, Kevin M. Hampton, shall be permitted to reapply for the February 2004 bar examination, on the condition that he provide two reports from a professional alcohol-recovery counselor stating that his recovery continues to progress. The first report must be submitted to the Board of Commissioners on Character and Fitness by August 15, 2003, and the second by January 15, 2004.

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

Anthony Valen, J., of the Twelfth Appellate District, sitting for Cook, J.

2002-1580. State ex rel. Daniels v. Indus. Comm., 2003-Ohio-3626.

Franklin App. No. 01AP-1441, 2002-Ohio-3857. Judgment affirmed.

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

O'Donnell, J., not participating.

2002-1627. State ex rel. Ignatious v. Indus. Comm., 2003-Ohio-3627.

Franklin App. No. 01AP-982, 2002-Ohio-4014. The Industrial Commission is ordered to grant temporary total disability compensation in accordance with the opinion.

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

O'Donnell, J., not participating.

2002-2054. Munoz v. Nationwide Fire Mut. Ins. Co., 2003-Ohio-3628.

Lucas App. No. L-02-1105, 2002-Ohio-6186. Discretionary appeal dismissed, sua sponte, as having been improvidently allowed.

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

Resnick and O'Donnell, JJ., not participating.

2002-2061. State ex rel. Mulholland v. Schweikert, 2003-Ohio-3650.

Hamilton App. No. C-020603. Judgment affirmed.

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

O'Donnell, J., not participating.

2002-2149. Stark Cty. Bar Assn. v. Hare, 2003-Ohio-3651.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 02-08.

David B. Hare is permanently disbarred.

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

Joseph Vukovich, J., of the Seventh Appellate District, sitting for Cook, J.

2002-2189. State ex rel. Barletta v. Fersch, 3629.

In Mandamus. Writ denied.

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

O'Donnell, J., not participating.

2003-0052. State ex rel. Dussell v. Lakewood Police Dept., 2003-Ohio-3652.

Cuyahoga App. No. 81193, 2002-Ohio-6644. Judgment affirmed.

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

O'Donnell, J., not participating.

2003-0234. Sifco Industries, Inc. v. Safety Natl. Cas. Corp., 2003-Ohio-3630.

Cuyahoga App. No. 81202, 2002-Ohio-6511. Discretionary appeal dismissed, sua sponte, as having been improvidently allowed.

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

O'Donnell, J., not participating.

2003-0337. State ex rel. Reynolds v. Basinger, 2003-Ohio-3631.

Putnam App. No. 120211. Judgment affirmed.

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

2003-0386. Klauss v. Marc Glassman, Inc., 2003-Ohio-3632.

Cuyahoga App. No. 80741, 2003-Ohio-157. Discretionary appeal allowed, judgment reversed, and cause remanded.

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

Resnick and Pfeifer, JJ., dissent.

2003-0420. Cincinnati Bar Assn. v. Trainor, 2003-Ohio-3634.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 02-69.

Robert N. Trainor is suspended from the practice of law for six months, with the suspension stayed on conditions.

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