

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

November 20, 2003

MERIT DECISIONS WITHOUT OPINIONS

2003-0916. Nofzinger v. Nofzinger.

Licking App. No. 02CA093. This cause is pending before the court on the certification of conflict by the Court of Appeals for Licking County. On review of the order certifying a conflict,

IT IS DETERMINED that no conflict exists within the meaning of S.Ct.Prac.R. IV(2)(B). Accordingly,

IT IS ORDERED by the court that this cause be, and hereby is, dismissed.

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

MOTION AND PROCEDURAL RULINGS

1998-0520. State v. Bays.

Greene App. No. 95CA118. Upon consideration of the motion filed by counsel for appellant to stay execution in the above-styled cause pending the exhaustion of state post-conviction remedies, and it appearing from the motion that post-conviction proceedings are pending,

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

IT IS FURTHER ORDERED by the court that execution of sentence be, and hereby is, stayed pending the exhaustion of all proceedings for post-conviction relief before courts of this state, including any appeals.

IT IS FURTHER ORDERED that counsel for the appellant and for the appellee shall notify this court when all proceedings for post-conviction relief before courts of this state have been exhausted.

2003-0363. Witt v. Ohio Ins. Guar. Assn.

Cuyahoga App. No. 80509, 2003-Ohio-278. This cause is pending before the court on the certification of a conflict by the Court of Appeals for Cuyahoga County. Upon consideration of appellants' motion for relief from stay of briefing schedule,

IT IS ORDERED by the court that the motion for relief from stay of briefing schedule be, and hereby is, denied.

Pfeifer, J., would grant the motion.

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

2003-0457. Witt v. Ohio Ins. Guar. Assn.

Cuyahoga App. No. 80509, 2003-Ohio-278. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of appellants' motion for relief from stay of briefing schedule,

IT IS ORDERED by the court that the motion for relief from stay of briefing schedule be, and hereby is, denied.

Pfeifer, J., would grant the motion.

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

MEDIATION REFERRALS

The following cases have been returned to the regular docket pursuant to S.Ct.Prac.R. XIV(6)(E):

2003-1805. State ex rel. Alcoa Bldg. Prod. v. Indus. Comm.

Franklin App. No. 03AP-27, 2003-Ohio-4767.