

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

March 25, 2004

MOTION AND PROCEDURAL RULINGS

2000-1833. State v. Jordan.

Lucas C.P. No. CR982736. Upon consideration of the motion filed by counsel for appellant to stay the execution of sentence in the above-styled cause pending filing and disposition of his motion for reconsideration and filing of a petition for a writ of certiorari in the Supreme Court of the United States,

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

IT IS FURTHER ORDERED that the compliance with the mandate and the execution of sentence be, and hereby are, stayed, pending the timely filing of the petition in the Supreme Court of the United States.

IT IS FURTHER ORDERED that if such petition is timely filed, this stay shall continue for an indefinite period pending the final disposition of this cause by the Supreme Court of the United States.

2004-0141. Morgan v. Eads.

Certified Question of State Law from the United States District Court, Northern District of Ohio, Eastern Division, No. 1:99 CV 528. This cause came before the court on the certification of a state law question from the United States District Court, Northern District of Ohio, Eastern Division. On review of the preliminary memoranda pursuant to S.Ct.Prac.R. XVIII(6),

IT IS DETERMINED that the court will answer the following questions:

“1. Is an application to reopen an appeal under Ohio Rule of Appellate Procedure 26(B) part of the direct appeal from a judgment of conviction?

"2. If so, does the application become part of the direct appeal at the time of its filing or only upon the granting of the application?"

IT IS ORDERED by the court that the parties shall proceed to brief this case in accordance with S.Ct.Prac.R. XVIII(7).

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

MEDIATION REFERRALS

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. XIV(6):

2003-0711. Blanchard Valley Farmers Coop., Inc. v. Wilkins.
Board of Tax Appeals, No. 00-P-1341.

2004-0307. State ex rel. Holdren v. Indus. Comm.
Franklin App. No. 03AP-164, 2003-Ohio-7230.

2004-0413. State ex rel. Rowe v. Indus. Comm.
Franklin App. No. 03AP-181, 2004-Ohio-587.

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

2004-0187. State ex rel. Gobich v. Indus. Comm.
Franklin App. No. 03AP-99, 2003-Ohio-7035.
