

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

July 8, 2004

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### MOTION AND PROCEDURAL RULINGS

**2004-0142. State ex rel. Pethe v. Indus. Comm.**

Franklin App. No. 02AP-1202, 2003-Ohio-6832. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion for stay of briefing schedule,

IT IS ORDERED by the court that the motion be, and hereby is, granted to the extent that appellant's merit brief is due on or before August 16, 2004.

**2004-0922. Hardy v. McFaul.**

Cuyahoga App. No. 84495, 2004-Ohio-2694. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of appellant's emergency motion to expedite hearing,

IT IS ORDERED by the court that the emergency motion to expedite hearing be, and hereby is, denied.

**2004-0938. In re D.N. II.**

Cuyahoga App. No. 82708, 2004-Ohio-1106. 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.

Resnick and Pfeifer, JJ., dissent.

**2004-1024. State v. Hancock.**

Warren App. Nos. CA2001-12-115, CA2001-12-116 and CA2002-01-004, 2003-Ohio-1616. This cause is pending before the court as an appeal of a judgment of a court of appeals under App.R. 26(B) in a case involving the death penalty. At the time of the filing of the notice of appeal, appellant also filed a memorandum in support of jurisdiction. Whereas the cause is an appeal of right pursuant to S.Ct.Prac.R. II(1)(A)(1),

IT IS ORDERED by the court, sua sponte, that the memorandum in support of jurisdiction be, and hereby is, stricken.

IT IS FURTHER ORDERED by the court that the parties shall proceed to brief this case in accordance with S.Ct.Prac.R. VI.

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