

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

August 20, 2004

MOTION AND PROCEDURAL RULINGS

2004-1199. State ex rel. Baughman v. N. Canton.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of respondent's answer, respondent's motion to dismiss and/or motion for judgment on pleadings, motion for leave to intervene of McKinley Development Company, Ltd., answer of intervening respondent McKinley Development Company, Ltd., motion to dismiss of McKinley Development Company, Ltd., and motion for judgment on pleadings of McKinley Development Company, Ltd.,

IT IS ORDERED by the court that the motion for leave to intervene of McKinley Development Company, Ltd., and the motions for judgment on the pleadings be, and hereby are, granted.

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

Pfeifer and O'Donnell, JJ., concur as to the motion for leave to intervene of McKinley Development Company, Ltd., but would grant an alternative writ and set an expedited briefing schedule.

2004-1300. Long v. Noah's Lost Ark, Inc.

Mahoning App. No. 04MA88, 2004-Ohio-4155. 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, denied.

F.E. Sweeney, J., dissents.