

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

October 1, 2004

MOTION AND PROCEDURAL RULINGS

2003-2079. Hollon v. Clary.

Montgomery App. No. 19826, 2003-Ohio-5734. This cause is pending before the court as an appeal from the Court of Appeals for Montgomery County. On September 17, 2004, amici curiae, Terence D. and Carol M. McLean, filed a motion to participate in oral argument scheduled for October 12, 2004. It appearing to the court that the motion does not indicate that appellee consents to sharing time,

IT IS ORDERED by the court that the motion for leave to participate in oral argument be, and hereby is, denied.

2004-1603. State ex rel. Essig v. Blackwell.

In Mandamus and Prohibition. This cause originated in this court on the filing of a complaint for writs of mandamus and prohibition involving an expedited election matter. Upon consideration of intervenors' motion for admission pro hac vice of Michael A. Carvin by Matthew A. Kairis and the motion to intervene of K. Z. Smith, Lori Viars and Phil Burrese,

IT IS ORDERED by the court that the motions be, and hereby are, granted.

MISCELLANEOUS DISMISSALS

2004-1429. Drees Co. v. Mason.

Warren App. No. CA2003-05-060, 2004-Ohio-3670. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1498. Orthopedics & Sports Medicine, Inc. v. Stover.

Union App. No. 14-04-31. This cause is pending before the court as a discretionary appeal and claimed appeal of right. It appears from the records of the court that the appellant has not filed a memorandum in support of jurisdiction, due September 27, 2004, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

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

MEDIATION REFERRALS

2004-1458. State ex rel. Shaffer v. Indus. Comm.

Franklin App. No. 03AP-486, 2004-Ohio-3838. The court refers this case to mediation under S.Ct.Prac.R. XIV(6), and stays the briefing schedule for this case until further notice. The court will not issue any decision on the merits of this case until mediation has concluded. The lifting of this stay of briefing or the return of this case to the court's regular docket will begin de novo the time for briefing prescribed in S.Ct.Prac.R. VI.

2004-1535. State ex rel. McCoy v. Indus. Comm.

Franklin App. No. 03AP-886, 2004-Ohio-4219. The court refers this case to mediation under S.Ct.Prac.R. XIV(6), and stays the briefing schedule for this case until further notice. The court will not issue any decision on the merits of this case until mediation has concluded. The lifting of this stay of briefing or the return of this case to the court's regular docket will begin de novo the time for briefing prescribed in S.Ct.Prac.R. VI.

2004-1536. State ex rel. Harris v. Indus. Comm.

Franklin App. No. 03AP-992, 2004-Ohio-4225. The court refers this case to mediation under S.Ct.Prac.R. XIV(6), and stays the briefing schedule for this case until further notice. The court will not issue any decision on the merits of this case until mediation has concluded. The lifting of this stay of briefing or the return of this case to the court's regular docket will begin de novo the time for briefing prescribed in S.Ct.Prac.R. VI.