

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

October 28, 2004

MOTION AND PROCEDURAL RULINGS

2001-0871. State v. Ahmed.

Belmont C.P. No. 99-CR-192. This cause came on for further consideration upon appellant's motion for stay of execution pending disposition of available state remedies. Upon consideration thereof,

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

IT IS FURTHER ORDERED by the court that this stay shall remain in effect until exhaustion of all state post-conviction proceedings, including any appeals.

IT IS FURTHER ORDERED by the court 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.

2004-0795. Wood v. Ohio State Hwy. Patrol.

Tuscarawas App. No. 2003 AP 09 0075, 156 Ohio App.3d 725, 2004-Ohio-1765. This cause is pending before the court as a discretionary appeal and claimed appeal of right. On June 1, 2004, appellant filed a notice that a motion to certify a conflict was pending in the court of appeals and, pursuant to S.Ct.Prac.R. IV(4)(A), this court stayed consideration of the jurisdictional memoranda filed in this appeal. Whereas appellant has neither notified this court that the court of appeals determined that a conflict does not exist as provided by S.Ct.Prac.R. IV(4)(B), nor filed a copy of the court of appeals' order certifying the existence of a conflict as provided by S.Ct.Prac.R. IV(4)(C),

IT IS ORDERED by the court, sua sponte, that appellant show cause within ten days of the date of this entry why this court should not proceed to consider the jurisdictional memoranda in this appeal pursuant to S.Ct.Prac.R. III(6).

2004-1454. State ex rel. Meris v. Indus. Comm.

Franklin App. No. 03AP-810, 2004-Ohio-3883. The court hereby returns this case to the regular docket under S.Ct.Prac.R. XIV(6). Appellant shall file his merit brief within 40 days of the date of this entry and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. VI. As provided in S.Ct.Prac.R. VI(7), the court may dismiss this case or take other action if the parties fail to timely file merit briefs.

MISCELLANEOUS ORDERS

In re Motion for leave to file
a discretionary appeal by
Gregory T. Howard

O R D E R

On September 24, 2004, this court found Gregory T. Howard to be a vexatious litigator under S.Ct.Prac.R. XIV(5)(B). This court further ordered that Howard was prohibited from continuing or instituting legal proceedings in this court without first obtaining leave. On October 25, 2004, Gregory T. Howard presented to the Clerk of this court a motion for leave to file a new discretionary appeal from an October 22, 2004, decision of the Court of Appeals for Lucas County (case No. L-04-1037). Upon review of the proffered filing, the court finds it to be without merit. Accordingly,

IT IS ORDERED by the court that Gregory T. Howard's October 25, 2004, motion for leave be, and hereby is, denied.