

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

February 14, 2006

[Cite as *02/14/2006 Case Announcements*, 2006-Ohio-627.]

MISCELLANEOUS DISMISSALS

2005-1890. State v. Malcolm.

Cuyahoga App. No. 85351, 2005-Ohio-4133. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal is granted. Accordingly, this cause is dismissed.

2005-2326. State v. LaRiva.

Franklin App. No. 05AP-5, 2005-Ohio-5928. This cause is pending before the court as a discretionary appeal and cross-appeal. It appears from the records of the court that the appellee/cross-appellant has not filed a memorandum in response and in support of the cross-appeal, due January 11, 2006, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute the cross-appeal with the requisite diligence. Upon consideration thereof,

IT IS ORDERED by the court that the cross-appeal is dismissed sua sponte.

IT IS FURTHER ORDERED that the appeal of Christopher M. LaRiva remains pending.

MISCELLANEOUS ORDERS

2005-1930. Cincinnati Bar Assn. v. Bailey.

This matter is pending before the court on the filing of a report by the Board on the Unauthorized Practice of Law, pursuant to Gov.Bar R. VII. On January 25, 2006, respondent filed a motion for order declaring Gov.Bar R. VII unconstitutional on its face and as applied. Upon consideration thereof,

IT IS ORDERED by the court that the motion is denied.

In re Report of the Commission on
Continuing Legal Education.

Case No. CLE-04-36839

Ivan Gerald Haggins
(#0036839)
Respondent.

O R D E R

This matter originated in this court on the filing of a report by the Commission on Continuing Legal Education (“commission”) pursuant to Gov.Bar R. X(6)(A)(1)(b) and (A)(2)(d). The commission recommended the imposition of sanctions against certain attorneys, including the above-named respondent, for failure to comply with the provisions of Gov.Bar R. X, Attorney Continuing Legal Education, for the 2002-2003 reporting period.

On April 8, 2005, this court adopted the recommendation of the commission, imposed a sanction fee upon the respondent and suspended the respondent from the practice of law pursuant to Gov.Bar R. X(6)(B)(3) and (5)(A)(4). The court further ordered that respondent shall not be reinstated to the practice of law in Ohio until respondent complies with the requirements for reinstatement set forth in Gov.Bar R. X(7), respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio, respondent complies with this and all other orders of the court, and this court orders respondent reinstated.

On January 18, 2006, the commission filed a recommendation pursuant to Gov.Bar R. X(7)(B)(2), finding that the respondent has paid all fees assessed for noncompliance, has made up all deficiencies and is now in full compliance with all requirements of Gov.Bar R. X, and recommending that the respondent be reinstated to the practice of law in Ohio. The commission certified that respondent had completed the credit hours of continuing legal education required during his suspension by this court’s order of suspension. On February 7, 2006, respondent satisfied all the requirements of this court’s order of suspension. Upon consideration thereof,

IT IS ORDERED by the court that the recommendation of the commission is adopted and respondent, Ivan Gerald Haggins, is hereby reinstated to the practice of law.

MEDIATION REFERRALS

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

2005-2444. AAP St. Marys Corp. v. Wilkins.

Board of Tax Appeals, No. 2003-M-1100.

2006-0165. State ex rel. Shelly Materials, Inc. v. Clark Cty. Bd. of Commrs.

Clark App. No. 2003CA72.

2006-0255. Volibar Realty Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-T-633.

2006-0268. Seven Seventeen HB Philadelphia No. 2 v. Franklin Cty. Bd. of Revision.

Board of Tax Appeals, No. 2002-A-1925.