

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 25, 2007

[Cite as *10/25/2007 Case Announcements*, 2007-Ohio-5688.]

MERIT DECISIONS WITH OPINIONS

2006-0185. State v. Siler, Slip Opinion No. 2007-Ohio-5637.

Ashland App. No. 02 COA 028, 164 Ohio App.3d 680, 2005-Ohio-6591.
Judgment affirmed.

Moyer, C.J., and Pfeifer, O'Connor, O'Donnell, and McGrath, JJ., concur.
Lundberg Stratton and Lanzinger, JJ., concur in part and dissent in part.
Patrick M. McGrath, J., of the Tenth Appellate District, sitting for Cupp, J.

2006-1247. Harris v. Mt. Sinai Med. Ctr., Slip Opinion No. 2007-Ohio-5587.

Cuyahoga App. Nos. 85286, 85574, and 85605, 166 Ohio App.3d 647, 2006-Ohio-2206. Judgment affirmed in part and reversed in part.

Moyer, C.J., and Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.
Pfeifer, J., dissents.

2006-1262. Houck v. Bd. of Park Commrs. of the Huron Cty. Park Dist., Slip Opinion No. 2007-Ohio-5586.

Huron App. No. H-05-018, 2006-Ohio-2488. Judgment affirmed.

Moyer, C.J., and Lundberg Stratton, O'Connor, Rice, Lanzinger, and Cupp, JJ., concur.

Pfeifer, J., dissents.

Cynthia Westcott Rice, J., of the Eleventh Appellate District, sitting for O'Donnell, J.

2006-1604. Sinnott v. Aqua-Chem, Inc., Slip Opinion No. 2007-Ohio-5584.

Cuyahoga App. No. 88062. Judgment reversed and cause remanded.

Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

Moyer, C.J., and Pfeifer, J., dissent.

2006-1815 and 2006-1853. Fisher v. Hasenjager, Slip Opinion No. 2007-Ohio-5589.

Mercer App. No. 10-05-14, 168 Ohio App.3d 321, 2006-Ohio-4190. Judgment reversed and cause remanded.

Moyer, C.J., and Lundberg Stratton, O'Connor, O'Donnell, and Blackmon, JJ., concur.

Pfeifer and Lanzinger, JJ., dissent.

Patricia Ann Blackmon, J., of the Eighth Appellate District, sitting for Cupp, J.

2006-1944. A. Schulman, Inc. v. Levin, Slip Opinion No. 2007-Ohio-5585.

Board of Tax Appeals, No. 2004-B-370. Decision reversed.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

2007-0492. Disciplinary Counsel v. Squire, Slip Opinion No. 2007-Ohio-5588.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 05-087. Carole H. Squire, Attorney Registration No. 0031715, is suspended from the practice of law in Ohio for two years, with one year stayed on condition.

Moyer, C.J., and Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

Pfeifer, J., dissents and would suspend respondent for one year, with six months stayed.

2007-1157. Disciplinary Counsel v. Parker, Slip Opinion No 2007-Ohio-5635.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 05-091. George M. Parker, Attorney Registration No. 0046664, is suspended from the practice of law in Ohio for 18 months, with six months stayed on conditions.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

DISCIPLINARY CASES

2003-1109. Cincinnati Bar Assn. v. Statzer.

It is ordered by this court, sua sponte, that Joni Elizabeth Statzer, Attorney Registration No. 0067179, last known business address in Nampa, Idaho, is found

in contempt for failure to comply with this court's order of June 29, 2006, to wit: failure to file an affidavit of compliance on or before July 31, 2006.

2005-1213. Disciplinary Counsel v. Phillips.

It is ordered by this court, sua sponte, that Aaron L. Phillips, Attorney Registration No. 0062879, last known business address in Cleveland, Ohio, is found in contempt for failure to comply with this court's order of March 22, 2006, to wit: failure to pay board costs in the amount of \$1,378.10 on or before June 20, 2006.

2005-1947. Cuyahoga Cty. Bar Assn. v. King.

It is ordered by this court, sua sponte, that Michael L. King, Attorney Registration No. 0031364, last known business address in Independence, Ohio, is found in contempt for failure to comply with this court's order of May 3, 2006, to wit: file an affidavit of compliance on or before June 2, 2006.

2005-2015. In re Resignation of Gibbons.

It is ordered by this court, sua sponte, that Mark Thomas Gibbons, Attorney Registration No. 0062375, last known business address in Fairview Park, Ohio, is found in contempt for failure to comply with this court's order of January 27, 2006, to wit: surrender his Certificate of Admission and file an affidavit of compliance on or before February 27, 2006.

2006-0062. Cleveland Bar Assn. v. McNally.

It is ordered by this court, sua sponte, that Thomas G. McNally, Attorney Registration No. 0033842, last known business address in Rocky River, Ohio, is found in contempt for failure to comply with this court's order of July 12, 2006, to wit: failure to surrender his attorney registration card and failure to file an affidavit of compliance on or before August 11, 2006.

2006-0124. Disciplinary Counsel v. Frazier.

It is ordered by this court, sua sponte, that Arthur Ray Frazier, Attorney Registration No. 0063635, last known business address in Strongsville, Ohio, is found in contempt for failure to comply with this court's order of September 13, 2006, to wit: file an affidavit of compliance on or before October 13, 2006, failure to pay board costs in the amount of \$385.44 on or before December 12, 2006, and failure to pay publication costs in the amount of \$379.28 on or before June 4, 2007.

2006-0442. Dayton Bar Assn. v. Gerren.

It is ordered by this court, sua sponte, that Nicholas L. Gerren Jr., Attorney Registration No. 0032341, last known address in Vandalia, Ohio, is found in

contempt for failure to comply with this court's order of September 13, 2006, to wit: failure to file an affidavit of compliance on or before October 13, 2006.

2006-0784. Cuyahoga Cty. Bar Assn. v. Paulson.

It is ordered by this court, sua sponte, that Steven Paulson, Attorney Registration No. 0030044, last known business address in Cleveland, Ohio, is found in contempt for failure to comply with this court's order of November 29, 2006, to wit: failure to file an affidavit of compliance on or before December 29, 2006.

2006-0802. Medina Cty. Bar Assn. v. Wootton.

It is ordered by this court, sua sponte, that Arthur W. Wootton, Attorney Registration No. 0033387, last known business address in Valley City, Ohio, is found in contempt for failure to comply with this court's order of August 23, 2006, to wit: failure to file an affidavit of compliance on or before September 22, 2006.

2006-0827. In re Resignation of Plasco.

It is ordered by this court, sua sponte, that Marvin Robert Plasco, Attorney Registration No. 0018089, last known business address in Willoughby, Ohio, is found in contempt for failure to comply with this court's order of August 3, 2006, to wit: failure to surrender his attorney registration card, failure to surrender his Certificate of Admission, and failure to file an affidavit of compliance on or before September 5, 2006.

2006-1036. In re Resignation of Sterling.

It is ordered by this court, sua sponte, that Howard Thomas Sterling, Attorney Registration No. 0034274, last known business address in University Heights, Ohio, is found in contempt for failure to comply with this court's order of August 22, 2006, to wit: failure to surrender his Certificate of Admission and failure to file an affidavit of compliance on or before September 21, 2006.

2006-1177. Disciplinary Counsel v. Geer.

It is ordered by this court, sua sponte, that Thomas Lee Geer, Attorney Registration No. 0011038, last known address in New Castle, Pennsylvania, is found in contempt for failure to comply with this court's order of December 27, 2006, to wit: file an affidavit of compliance on or before January 26, 2007.

2006-1209. Disciplinary Counsel v. Sturgeon.

It is ordered by this court, sua sponte, that Edward F. Sturgeon, Attorney Registration No. 0033744, last known business address in Youngstown, Ohio, is found in contempt for failure to comply with this court's order of November 15,

2006, to wit: failure to surrender his attorney registration card, failure to surrender his Certificate of Admission, and failure to file an affidavit of compliance on or before December 15, 2006, and failure to pay board costs in the amount of \$4,794.08, on or before February 13, 2007.

2006-1575. Akron Bar Assn. v. Paulson.

It is ordered by this court, sua sponte, that Steven L. Paulson, Attorney Registration No. 0030044, last known business address in Cleveland, Ohio, is found in contempt for failure to comply with this court's order of December 26, 2006, to wit: failure to file an affidavit of compliance on or before January 25, 2007.

2006-1622. Disciplinary Counsel v. Novak.

It is ordered by this court, sua sponte, that Lawrence John Novak, Attorney Registration No. 0039794, last known business address in Lancaster, Ohio, is found in contempt for failure to comply with this court's order of December 27, 2006, to wit: failure to surrender his attorney registration card and failure to file an affidavit of compliance on or before January 26, 2007.

2006-1637. In re Jarabek.

It is ordered by this court, sua sponte, that Timothy J. Jarabek, Attorney Registration No. 0069298, last known address in North Olmsted, Ohio, is found in contempt for failure to comply with this court's order of October 3, 2006, to wit: file an affidavit of compliance on or before November 2, 2006.

2006-1852. In re Resignation of Glassman.

It is ordered by this court, sua sponte, that Mark Paul Glassman, Attorney Registration Number 0029226, last known business address in Pepper Pike, Ohio, is found in contempt for failure to comply with this court's order of June 7, 2007, to wit: failure to surrender his Certificate of Admission and failure to file an affidavit of compliance on or before July 9, 2007.

2006-2021. Warren Cty. Bar Assn. v. Marshall.

It is ordered by this court, sua sponte, that Bernard Marshall, Attorney Registration No. 0067838, last known business address in Lebanon, Ohio, is found in contempt for failure to comply with this court's order of March 21, 2007, to wit: failure to file an affidavit of compliance on or before April 20, 2007.

MISCELLANEOUS ORDERS

2005-1938. Columbus Bar Assn. v. Thomas.

It is ordered by this court, sua sponte, that William Thomas is found in contempt for failure to comply with this court's order of May 3, 2006, to wit: failure to pay board costs in the amount of \$683.65 on or before August 1, 2006.

MEDIATION REFERRALS

The following cases have been returned to the regular docket pursuant to S.Ct.Prac.R. XIV(6)(E):

2007-1196. State ex rel. Valley Interior Sys., Inc. v. Indus. Comm.

Franklin App. No. 06AP-649, 2007-Ohio-2523.

2007-1460. State ex rel. Pierron v. Indus. Comm.

Franklin App. No. 06AP-391, 172 Ohio App.3d 168, 2007-Ohio-3292.