

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

June 9, 2008

[Cite as *06/09/2008 Case Announcements*, 2008-Ohio-2724.]

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### **SLIP OPINIONS REPLACED BY OHIO OFFICIAL REPORTS VERSIONS AS OF JUNE 9, 2008**

The official versions of the opinions listed below, which were previously released as slip opinions, have been published in the June 9, 2008 Ohio Official Reports advance sheet. These opinions should now be cited using the Ohio Official Reports citation format.

**2006-1544. State ex rel. Hilltop Basic Resources, Inc. v. Cincinnati, 118 Ohio St.3d 131, 2008-Ohio-1966.**

**2006-1689. State v. Price, 118 Ohio St.3d 144, 2008-Ohio-1974.**

**2007-0152. Cristino v. Ohio Bur. of Workers' Comp., 118 Ohio St.3d 151, 2008-Ohio-2013.**

**2007-0344. Cleveland Bar Assn. v. Mishler, 118 Ohio St.3d 109, 2008-Ohio-1810.**

**2007-1752. State v. Hollingsworth, 118 Ohio St.3d 1204, 2008-Ohio-1967.**

**2007-1759. State v. Masters, 118 Ohio St.3d 1205, 2008-Ohio-1964.**

**2007-1925. State ex rel. Newell v. Jackson, 118 Ohio St.3d 138, 2008-Ohio-1965.**

**2007-1939. Ohio State Bar Assn. v. Martin, 118 Ohio St.3d 119, 2008-Ohio-1809.**

**2007-1999. Dayton Bar Assn. v. Ellison, 118 Ohio St.3d 128, 2008-Ohio-1808.**

**2007-2285. State ex rel. Halder v. Fuerst, 118 Ohio St.3d 142, 2008-Ohio-1968.**

## **MOTION AND PROCEDURAL RULINGS**

**2005-2264. State v. Diar.**

Lorain C.P. No. 04CR065248. This cause is pending before the court as a death penalty appeal from the Court of Common Pleas for Lorain County. Upon consideration of appellant's motion to unseal portions of the record,

It is ordered by the court that the motion is denied.

**2007-0637. State v. Mutter.**

Montgomery App. No. 21374, 171 Ohio App.3d 563, 2007-Ohio-1052. On April 9, 2008, this court announced its judgment in the above-captioned appeal. However, no formal judgment entry was signed and filed with the Clerk.

Accordingly, on consideration thereof, the certified question is answered in the affirmative and the judgment of the court of appeals is affirmed on the authority of *Hyle v. Porter*, 117 Ohio St.3d 165, 2008-Ohio-542, 882 N.E.2d 899.

It is ordered that for the purpose of filing a motion to reconsider this decision, or the filing of an appeal of this decision, the formal date of judgment shall be the date of the filing of this entry.

**2007-0639. State v. Mutter.**

Montgomery App. No. 21374, 171 Ohio App.3d 563, 2007-Ohio-1052. On April 9, 2008, this court announced its judgment in the above-captioned appeal. However, no formal judgment entry was signed and filed with the Clerk.

Accordingly, on consideration thereof, the judgment of the court of appeals is affirmed on the authority of *Hyle v. Porter*, 117 Ohio St.3d 165, 2008-Ohio-542, 882 N.E.2d 899.

It is ordered that for the purpose of filing a motion to reconsider this decision, or the filing of an appeal of this decision, the formal date of judgment shall be the date of the filing of this entry.

**2008-1011. State v. Banks.**

Cuyahoga App. No. 89677, 2008-Ohio-1717. This cause is pending before the court as a discretionary appeal. Upon consideration of appellant's motion for stay of the court of appeals' judgment,

It is ordered by the court that the motion is denied.  
Lundberg Stratton, O'Connor, and Lanzinger, JJ., dissent.

### **MEDIATION REFERRALS**

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

**2008-0782. State ex rel. Miles v. Piketon.**  
In Mandamus.