

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

July 11, 2008

[Cite as *07/11/2008 Case Announcements*, 2008-Ohio-3467.]

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## MOTION AND PROCEDURAL RULINGS

### **1988-0351. State v. Cooley.**

Summit App. No. 12943. This cause is came on for further consideration upon appellee's motion to set an execution date,

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

It is further ordered by the court that appellant's sentence be carried into execution by the Warden of the Southern Ohio Correctional Facility or, in his absence, by the Deputy Warden on Tuesday, October 14, 2008, in accordance with the statutes so provided.

It is further ordered that a certified copy of this entry and a warrant under the seal of this court be duly certified to the Warden of the Southern Ohio Correctional Facility and that said Warden shall make due return thereof to the Clerk of the Court of Common Pleas of Summit County.

O'Connor, J., not participating.

### **2006-1578. State v. Were.**

Hamilton App. No. C-030485, 2006-Ohio-3511. This cause came on for further consideration of appellant's motion for stay of execution scheduled for September 16, 2008. Upon consideration thereof,

It is ordered by the court that the motion for stay of execution is granted.

It is further ordered that this stay shall remain in effect until exhaustion of all state post-conviction proceedings, including any appeals.

It is further ordered 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.

### **2007-0708. Ryan v. Wright.**

Franklin App. No. 06AP-962, 2007-Ohio-942. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion to dissolve/lift stay of briefing,

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

Moyer, C.J., and Pfeifer and Lundberg Stratton, JJ., dissent.

**2007-2350. Nunn v. Cornyn.**

Warren App. No. CA2006-08-098, CA2006-10-123, and CA2006-08-099. This cause came on for further consideration upon appellant/cross-appellee's request for oral argument.

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

**MISCELLANEOUS DISMISSALS**

**2008-0684. State v. Barton.**

Stark App. No. 2007 CA 00030, 2008-Ohio-636. 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 July 7, 2008, in compliance with this court's June 4, 2008, order and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

It is ordered by the court that this cause is dismissed sua sponte.

**MISCELLANEOUS ORDERS**

In re Report of the Commission  
On Continuing Legal Education.

Case No. CLE-2007-00586

William George Simon Jr.  
(#0000586),  
Respondent.

E N T R Y

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 2005-2006 reporting period.

On June 16, 2008, 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 June 20, 2008, 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 the suspension by this court's order of suspension. Respondent has 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, William George Simon Jr., is hereby reinstated to the practice of law.