

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

August 19, 2008

[Cite as *08/19/2008 Case Announcements*, 2008-Ohio-4170.]

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## MERIT DECISIONS WITH OPINIONS

**2007-0288 and 2007-0410. Ahmad v. AK Steel Corp., Slip Opinion No. 2008-Ohio-4082.**

Butler App. No. CA2006-04-089, 2006-Ohio-7031. The causes are dismissed, sua sponte, as having been improvidently certified and accepted.

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

Lundberg Stratton and O'Donnell, JJ., dissent.

**2007-1462. State v. Bartholomew, Slip Opinion No. 2008-Ohio-4080.**

Crawford App. No. 3-06-16, 2007-Ohio-3130. Judgment reversed.

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

**2007-1718. Brown v. Levin, Slip Opinion No. 2008-Ohio-4081.**

Board of Tax Appeals, No. 2006-R-1041. Decision affirmed.

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

Pfeifer and Cupp, JJ., concur in affirming the decision of the Board of Tax Appeals on the basis of the analysis in part III only.

O'Donnell, J., dissents.

## MOTION AND PROCEDURAL RULINGS

**2006-1682. Kirchner v. Shooters on the Water, Inc.**

Cuyahoga App. No. 86919, 167 Ohio App.3d 708, 2006-Ohio-3583. Sua sponte, this cause is no longer held on Proposition of Law No. I for the decision in 2007-

0288 and 2007-0410, *Ahmad v. AK Steel Corp.*, Butler App. No. CA2006-04-089, 2006-Ohio-7031.

This cause is now held on Proposition of Law No. I for the decision in 2007-1222 and 2007-1370, *Lang v. Holly Hill Motel, Inc.*, Jackson App. No. 06CA18, 2007-Ohio-3898, and the briefing schedule remains stayed.

**2006-2029. Stewart v. Lake Cty. Historical Soc., Inc.**

Lake App. No. 2004-L-164, 2006-Ohio-4822. Sua sponte, this cause is no longer held on Proposition of Law Nos. I and III for the decision in 2007-0288 and 2007-0410, *Ahmad v. AK Steel Corp.*, Butler App. No. CA2006-04-089, 2006-Ohio-7031.

This cause is now held on Proposition of Law Nos. I and III for the decision in 2007-1222 and 2007-1370, *Lang v. Holly Hill Motel, Inc.*, Jackson App. No. 06CA18, 2007-Ohio-3898, and the briefing schedule remains stayed.

**2007-1222. Lang v. Holly Hill Motel, Inc.**

Jackson App. No. 06CA18, 2007-Ohio-3898. Sua sponte, this cause is no longer held for the decision in 2007-0288 and 2007-0410, *Ahmad v. AK Steel Corp.*, Butler App. No. CA2006-04-089, 2006-Ohio-7031. Briefing shall proceed in accordance with the Rules of Practice of the Supreme Court of Ohio.

This cause remains consolidated with 2007-1370, *Lang v. Holly Hill Motel, Inc.*, Jackson App. No. 06CA18, 2007-Ohio-3898.

**2007-1370. Lang v. Holly Hill Motel, Inc.**

Jackson App. No. 06CA18, 2007-Ohio-3898. Sua sponte, this cause is no longer held for the decision in 2007-0288 and 2007-0410, *Ahmad v. AK Steel Corp.*, Butler App. No. CA2006-04-089, 2006-Ohio-7031. The parties are to brief the following question certified by the court of appeals:

"Whether a violation of an administrative building code provision prohibits the application of the open and obvious doctrine and precludes summary judgment on a negligence claim?"

This cause remains consolidated with 2007-1222, *Lang v. Holly Hill Motel, Inc.*, Jackson App. No. 06CA18, 2007-Ohio-3898.