

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 9, 2008

[Cite as *12/09/2008 Case Announcements*, 2008-Ohio-6376.]

MERIT DECISIONS WITH OPINIONS

2007-1185. State v. Johnson, Slip Opinion No. 2008-Ohio-6247.

Cuyahoga App. No. 88169, 2007-Ohio-2225. Judgment reversed and cause remanded to the trial court.

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

2007-1449. State v. Cotton, Slip Opinion No. 2008-Ohio-6249.

Hamilton App. No. C-060264. Judgment reversed and cause remanded to the trial court.

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

2007-1605. State v. Pierce, Slip Opinion No. 2008-Ohio-6248.

Cuyahoga App. No. 88470, 2007-Ohio-3665. Judgment affirmed.

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

Pfeifer, Lundberg Stratton, and Lanzinger, JJ., dissent for the reasons stated in the dissenting opinion of Lanzinger, J., in *State v. Ferguson*, 120 Ohio St.3d. 7, 2008-Ohio-4824, 896 N.E.2d. 110.

2007-1694. State ex rel. Toledo Blade Co. v. Seneca Cty. Bd. of Commrs., Slip Opinion No. 2008-Ohio-6253.

In Mandamus. Writ granted in part.

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

Lanzinger, J., concurs in judgment only.

2008-0198. State ex rel. Davis v. Pub. Emps. Retirement Bd., Slip Opinion No. 2008-Ohio-6254.

Franklin App. No. 04AP-1293, 174 Ohio App.3d 135, 2007-Ohio-6594. Judgment affirmed.

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

2008-0232. State v. Palmer, Slip Opinion No. 2008-Ohio-6251.

Hamilton App. No. C-060754, 2007-Ohio-6870. Judgment reversed and cause remanded to the trial court.

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

2008-0419. State v. Person, Slip Opinion No. 2008-Ohio-6250.

Hamilton App. No. C-060656, 174 Ohio App.3d 287, 2007-Ohio-6869. Judgment affirmed.

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

2008-0724. State v. McCown, Slip Opinion No. 2008-Ohio-6252.

Cuyahoga App. No. 89542, 2008-Ohio-690. Judgment affirmed.

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

Pfeifer, Lundberg Stratton, and Lanzinger, JJ., dissent for the reasons stated in the dissenting opinion of Lanzinger, J., in *State v. Ferguson*, 120 Ohio St.3d. 7, 2008-Ohio-4824, 896 N.E.2d. 110.

MOTION AND PROCEDURAL RULINGS

2008-2230. Cleveland v. Destiny Ventures, L.L.C.

Cuyahoga App. No. 91018, 2008-Ohio-4587. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's motion for stay of execution of judgment,

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

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

2008-2315. State v. Green.

Hamilton App. No. C-081023. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's motion for stay of the court of appeals' judgment,

It is ordered by the court that the motion is granted.
O'Connor, J., dissents.

MISCELLANEOUS DISMISSALS

2008-2217. Spitznagel v. State Bd. of Edn.

Franklin App. No. 07AP-757, 2008-Ohio-6080. This cause is pending before the court as a discretionary appeal. Upon consideration of the joint application for dismissal,

It is ordered by the court that the application for dismissal is granted. Accordingly, this cause is dismissed.

2008-2243. Kapadia v. Russo.

In Mandamus and Prohibition. This cause originated in this court on the filing of a complaint for a writ of mandamus and prohibition. Upon consideration of relator's application for dismissal,

It is ordered by the court that the application for dismissal is granted. Accordingly, this cause is dismissed.

MEDIATION REFERRALS

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

2008-1943. State ex rel. Ohio Assn. of Indep. Title Agents v. Hudson.

In Mandamus.