

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

February 10, 2009

[Cite as *02/10/2009 Case Announcements*, 2009-Ohio-565.]

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## MOTION AND PROCEDURAL RULINGS

### **2008-1329. Delost v. First Energy Corp.**

Mahoning App. No. 07 MA 194, 2008-Ohio-3086. This cause is before the court on the certification of a conflict by the Court of Appeals for Mahoning County. Upon consideration thereof,

It is ordered by the court, sua sponte, that this cause is now held for the decision in case No. 2008-0708, *Corrigan v. Illuminating Co.*, Cuyahoga App. No. 89402, 175 Ohio App.3d 360, 2008-Ohio-684.

O'Donnell, J., dissents.

### **2008-1452. State v. Cargile.**

Cuyahoga App. No. 89964, 2008-Ohio-2783. Motion to dismiss denied. See Slip Opinion No. 2009-Ohio-477.

### **2008-1578. In re T.F.**

Summit App. No. 23979, 2008-Ohio-3106. It is ordered by the court, sua sponte, that this cause is no longer held for the decision in *State v. D.H.*, \_\_\_ Ohio St.3d \_\_\_, 2009-Ohio-9, \_\_\_ N.E.2d \_\_\_, and briefing shall proceed on Proposition of Law No. I.

It is further ordered that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Summit County, and the parties shall brief this case in accordance with S.Ct.Prac.R. VI.

### **2008-1725. State v. Lester.**

Hamilton App. No. C-070383, 2008-Ohio-3570. Motion to dismiss denied. See Slip Opinion No. 2009-Ohio-478.

**2008-2127 and 2008-2249. State v. Rohrbaugh.**

Logan App. No. 8-07-28, 178 Ohio App.3d 211, 2008-Ohio-4781. Motions to dismiss denied. See Slip Opinion No. 2009-Ohio-479.

**MISCELLANEOUS DISMISSALS**

**2008-1777. State v. Shaffer.**

Muskingum App. No. CT2007-0018, 2008-Ohio-2688. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's application for dismissal,

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

**2008-2201. CLUB 3000 v. Jones.**

Franklin App. No. 07AP-599, 2008-Ohio-5058. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant'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 cases have been returned to the regular docket pursuant to S.Ct.Prac.R. XIV(6)(E):

**2008-2167. State ex rel. Keyes v. Ohio Pub. Emps. Retirement Fund.**

In Mandamus.

**2008-2412. Bd. of Edn. of the Olentangy Local Schools v. Delaware Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2006-A-1506 and 2006-A-1550.