

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

February 27, 2009

[Cite as *02/27/2009 Case Announcements*, 2009-Ohio-875.]

MOTION AND PROCEDURAL RULINGS

2008-1669. State v. Whitfield.

Cuyahoga App. No. 90244, 2008-Ohio-3150. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. It appearing to the court that appellee is without counsel,

It is ordered by the court that Timothy Young of the Ohio Public Defender's Office is appointed to represent appellee.

2008-2267. State v. Simmons.

Montgomery App. No. 22412, 2008-Ohio-5386. This cause is pending before the court as a discretionary appeal and claimed appeal of right. On November 21, 2008, appellant filed a notice that a motion to certify a conflict was pending in the court of appeals and, pursuant to S.Ct.Prac.R. IV(4)(A), this court stayed consideration of the jurisdictional memoranda filed in this appeal. Whereas appellant has neither notified this court that the court of appeals determined that a conflict does not exist as provided by S.Ct.Prac.R. IV(4)(B), nor filed a copy of the court of appeals' order certifying the existence of a conflict as provided by S.Ct.Prac.R. IV(4)(C),

It is ordered by the court, sua sponte, that appellant show cause within 14 days of the date of this entry why this court should not proceed to consider the jurisdictional memoranda in this appeal pursuant to S.Ct.Prac.R. III(6).