

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 8, 2009

[Cite as *12/08/2009 Case Announcements, 2009-Ohio-6408.*]

MOTION AND PROCEDURAL RULINGS

2009-2035. State ex rel. Bensman v. Lucas Cty. Bd. of Elections.

Lucas App. No. L-08-1211. This cause is pending before the court as an appeal from the Court of Appeals for Lucas County. On December 3, 2009, appellant filed a memorandum opposing appellee's motion to dismiss. Pursuant to S.Ct.Prac.R. XIV(4)(B), the memorandum opposing the motion to dismiss was due no later than November 30, 2009. Whereas S.Ct.Prac.R. XIV(1)(D) prohibits untimely filings,

It is ordered by the court, sua sponte, that appellant's memorandum opposing the motion to dismiss is stricken.

2009-2150. [State ex rel.] Lundeen v. Ryan.

Franklin App. No. 08AP-601. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon review of the notice of appeal it is determined that the magistrate's decision that is attached to the notice of appeal is not a final, appealable order.

Therefore, it is ordered by the court that appellant shall file an amended notice of appeal, with the judgment entry of the court of appeals attached, within 14 days of the date of this order. Failure to file a proper amended notice of appeal will result in dismissal of this appeal.