

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

January 20, 2010

[Cite as *01/20/2010 Case Announcements, 2010-Ohio-124.*]

MOTION AND PROCEDURAL RULINGS

2009-0669. In re Application of Duke Energy Ohio, Inc.

Public Utilities Commission, Nos. 08-920-EL-SSO, 08-921-ELA-AM, 08-922-EL-UNC, and 08-923-EL-ATA. This cause is pending before the court as an appeal from the Public Utilities Commission of Ohio.

Upon review of the appeal, it appears that this case involves interpretation of R.C. 4928.20(J), which provides that “the legislative authority that formed or is forming * * * governmental aggregation may elect not to receive standby service.”

It is therefore ordered, *sua sponte*, that the parties shall file memoranda addressing the following questions within 30 days of the date of this order and may file a response within 15 days of the filing of the initial memoranda:

1. Are there any legislative authorities that formed or are forming governmental aggregation that are providing electric aggregation service in Duke Energy-Ohio’s geographic service area?
2. If the answer to question one is yes, has any such legislative authority elected not to receive standby service?
3. Should this cause be dismissed for failure to present a justiciable cause or controversy?

No extensions of time shall be permitted. The Clerk shall refuse to file any requests for extension of time.

MISCELLANEOUS DISMISSALS

2009-2003. State ex rel. Hazel v. Bender.

Franklin App. No. 09AP-377, 2009-Ohio-5028. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. It appears from

the records of this court that appellant has not filed a merit brief, due January 4, 2010, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

It is ordered by the court that this cause is dismissed sua sponte.

MISCELLANEOUS ORDERS

In re Continuing Legal Education Suspension	:	
Robert Bernal Scott,	:	January 15, 2010
Respondent.	:	
	:	ORDER OF
	:	REINSTATEMENT
Robert Bernal Scott	:	
500 Madison #300	:	(0073411)
Toledo, OH 43604	:	

On December 23, 2009, respondent was suspended from the practice of law pursuant to Gov.Bar R. X(5). On January 15, 2010, respondent applied for reinstatement to the practice of law and complied with the requirements for reinstatement set forth in Gov.Bar R. X(7)(A).

Upon consideration thereof and pursuant to Gov.Bar R. X(7)(B), respondent is reinstated to the practice of law.