

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

May 19, 2011

[Cite as *05/19/2011 Case Announcements, 2011-Ohio-2384.*]

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## MERIT DECISIONS WITH OPINIONS

**2010-0900. Worthington City Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision, Slip Opinion No. 2011-Ohio-2316.**

Board of Tax Appeals, No. 2006-V-381. Decision affirmed.

O'Connor, C.J., and O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

Pfeifer and Lundberg Stratton, JJ., dissent.

**2010-0992. Wilhelm-Kissinger v. Kissinger, Slip Opinion No. 2011-Ohio-2317.**

Summit App. No. 25105. Certified question answered in the negative, and judgment of the court of appeals affirmed.

Pfeifer, Acting C.J., and Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

O'Connor, C.J., not participating.

**2010-1551. State ex rel. Dreamer v. Mason, Slip Opinion No. 2011-Ohio-2318.**

Cuyahoga App. No. 93949, 189 Ohio App.3d 420, 2010-Ohio-4110. Judgment of the court of appeals reversed, and writ denied.

O'Connor, C.J., and O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

Pfeifer and Lundberg Stratton, JJ., dissent and would affirm the judgment of the court of appeals.

## MOTION AND PROCEDURAL RULINGS

**2010-0722. In re Application of Columbus S. Power Co.**

Public Utilities Commission, No. 09-1095-EL-RDR. This cause is pending before the court as an appeal from the Public Utilities Commission.

Upon consideration of Industrial Energy Users-Ohio's motion to dismiss or withdraw Proposition of Law Nos. I and II, it is ordered by the court that the motion is denied as moot. Industrial Energy Users-Ohio's cross-appeal, comprising Proposition of Law Nos. I through IV, was dismissed by the court's entry of March 15, 2011.

**2010-1073. In re Application of Columbus S. Power Co.**

Public Utilities Commission, No. 10-154-EL-RDR. This cause is pending before the court as an appeal from the Public Utilities Commission.

Upon consideration of Industrial Energy Users-Ohio's motion to dismiss or withdraw Proposition of Law Nos. I and II, it is ordered by the court that the motion is granted.

## **DISCIPLINARY CASES**

**2010-1249. In re Resignation of Cronin.**

This cause came on for further consideration upon the filing by respondent of a motion to purge contempt.

Upon consideration thereof, it is ordered by this court that respondent's motion is granted.

**2011-0464. Disciplinary Counsel v. Summers.**

This matter is pending before the court upon the filing of a report by the Board of Commissioners on Grievances and Discipline. On April 28, 2011, respondent, William Lawrence Summers, filed a motion to remand and a motion to supplement the record.

Upon consideration thereof, it is ordered by this court that the motions are denied.

**2011-0598. In re Resignation of Pignatelli.**

On affidavit of resignation from the practice of law of Francis Michael Pignatelli, Attorney Registration No. 0040933, and on report filed under seal by Disciplinary Counsel. Resignation accepted with disciplinary action pending.

**2011-0625. Cincinnati Bar Assn. v. Alsfelder.**

This matter is before the court upon the filing by movant, Cincinnati Bar Association, of a motion to hold respondent in contempt for failure to obey a subpoena duces tecum by the Board of Commissioners on Grievances and

Discipline requiring him to appear at a deposition and to produce certain documents by December 1, 2010.

Upon consideration thereof, it is ordered by this court that the motion is granted. Respondent, Robert F. Alsfelder, Attorney Registration No. 0014829, last known business address in Cincinnati, Ohio, is found in contempt and ordered to comply with the subpoena duces tecum and orders issued by the Board of Commissioners on Grievances and Discipline.

### **MISCELLANEOUS DISMISSALS**

**2011-0450. Caraman v. Bailey.**

Cuyahoga App. No. 94986, 2011-Ohio-481. This cause is pending before the court as a discretionary appeal.

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 referred to mediation pursuant to S.Ct.Prac.R. 17.1(A):

**2011-0445. State ex rel. Wilson v. United Parcel Serv.**

Franklin App. No. 10AP-68, 2011-Ohio-775.

**2011-0773. State ex rel. Ulery v. Capper.**

Clark App. No. 2010CA97.

**2011-0775. State ex rel. Rouan v. Indus. Comm.**

Franklin App. No. 10AP-36, 2011-Ohio-1897.

**2011-0799. State ex rel. Estate of Sziraki v. Bur. of Workers' Comp.**

Franklin App. No. 10AP-267, 2011-Ohio-1486.

The following cases have been returned to the regular docket pursuant to S.Ct.Prac.R. 17.1(E):

**2010-1780. State ex rel. Kohus v. Ohio Dept. of Pub. Safety.**

In Mandamus.

**2011-0580. State ex rel. Mullins v. Curran.**  
Mahoning App. No. 10 MA 76, 2011-Ohio-1312.