

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

June 28, 2011

[Cite as *06/28/2011 Case Announcements, 2011-Ohio-3135.*]

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## MOTION AND PROCEDURAL RULINGS

### **1996-0677 and 1996-0678. State v. Smith.**

Butler C.P. Nos. CR95-05-0471 and CA96-02-024. By entry filed February 8, 2011, this court ordered that Kenneth Wayne Smith's sentence be carried into execution on Tuesday, July 19, 2011.

In order to facilitate this court's timely consideration of any matters relating to the execution of appellant's sentence, it is ordered by the court that the Chief Justice may suspend application of any provisions of the Rules of Practice of the Supreme Court, including, but not limited to, the filing requirements imposed by S.Ct.Prac.R. 14.1.

It is further ordered that service of documents as required by S.Ct.Prac.R. 14.2 shall be personal, by facsimile transmission, or by email.

It is further ordered that counsel of record for the parties shall provide this court with a copy of any document relating to this matter that is filed in or issued by any other court in this state or any federal court, as well as any commutation, pardon, or warrant of reprieve issued by the governor. A copy of the document shall be delivered to the office of the Clerk as soon as possible, either personally, by facsimile transmission, or by email.

### **2010-2029. State ex rel. Data Trace Information Sys., L.L.C. v. Cuyahoga Cty. Recorder.**

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus.

Upon consideration of the motion for admission pro hac vice of Lucy A. Dalglish, it is ordered by the court that the motion is granted.

**2011-0908. Anderson v. Barclays Capital Real Estate, Inc.**

Certified Question of State Law, United States District Court, Northern District of Ohio, Western Division, Case No. 3:09-cv-02335-JGC. This cause is pending before the court on the certification of a state law question from the United States District Court for the Northern District of Ohio, Western Division.

Upon consideration of the motions for admission pro hac vice of Benjamin R. Klubes and Victoria Holstein-Childress, it is ordered by the court that the motions are granted.

**2011-0959. State ex rel. Williams v. Sieve.**

Hamilton App. No. C-110179. This cause is pending before the court as an appeal from the Court of Appeals for Hamilton County.

Upon consideration of appellant's motion for stay and continuance, it is ordered by the court that the motion is denied.

### **DISCIPLINARY CASES**

**2011-0408. Disciplinary Counsel v. Stafford.**

This cause is pending before the court upon the filing of a report by the Board of Commissioners on Grievances and Discipline. On May 4, 2011, the board filed a motion to supplement the record. On May 9, 2011, respondent, Joseph G. Stafford, filed a memo opposing the motion to supplement. On June 3, 2011, this matter was remanded to the board. On June 7, 2011, relator, Disciplinary Counsel, filed a motion for clarification of the June 3, 2011 order.

On consideration thereof, it is ordered by this court that the June 3, 2011 order to remand is hereby vacated. It is further ordered that the motion to supplement the record is granted, and the board may file the May 6, 2010 deposition of Randy T. McGough.

### **MEDIATION REFERRALS**

The following case has been referred to mediation pursuant to S.Ct.Prac.R. 17.1(A):

**2011-0637. State ex rel. Precision Thermo-Components, Inc. v. Indus. Comm.**  
Franklin App. No. 09AP-965, 2011-Ohio-1333.