

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

**April 26, 2012**

[Cite as *04/26/2012 Case Announcements*, 2012-Ohio-1824.]

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## MOTION AND PROCEDURAL RULINGS

### **2012-0498. State ex rel. Barr v. Sutula.**

Cuyahoga App. No. 97456, 2012-Ohio-500. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County.

Upon consideration of appellant's motion to supplement the record, it is ordered by the court that the motion is denied.

## DISCIPLINARY CASES

### **2008-2360. Disciplinary Counsel v. Russo.**

On March 20, 2012, respondent, Joseph F. Russo, filed an application for termination of probation. Upon consideration thereof, the court finds that respondent has substantially complied with Gov.Bar R. V(9)(D), and with its order, dated February 25, 2010, in which the court suspended respondent for a period of one year, stayed the suspension on conditions, and placed respondent on monitored probation for a period of two years.

On consideration thereof, it is ordered by this court that the probation of respondent, Joseph F. Russo, Attorney Registration No. 0037923, last known business address in Cleveland, Ohio, is terminated.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

### **2011-1406. Disciplinary Counsel v. Simon-Seymour.**

On April 11, 2012, this court issued an order finding respondent in contempt for failing to file an affidavit of compliance as required by this court's order of

January 19, 2012. On April 19, 2012, respondent filed a motion to vacate the contempt order along with an affidavit of compliance.

Upon consideration thereof, respondent's request to purge the contempt is granted.

**2010-1601. Disciplinary Counsel v. Stafford.**

This cause came on for further consideration upon the filing of a motion by relator to strike respondent's affidavit filed in support of his application for reinstatement. On April 17, 2012, relator filed a motion to withdraw relator's motion to strike.

Upon consideration thereof, it is ordered by this court that the motion to withdraw is granted.

**MEDIATION MATTERS**

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

**2012-0670. Shinkle v. Ashtabula Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2008-K-1756, 2008-K-1757, 2008-K-1758, 2008-K-1759, 2008-K-1760, and 2008-K-1761.

The following case has been returned to the regular docket pursuant to S.Ct.Prac.R. 17(E):

**2011-1990. State ex rel. Kish v. Kroger Co.**

Franklin App. No. 10AP-882, 2011-Ohio-5766.