

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

**January 4, 2012**

[Cite as *01/04/2012 Case Announcements*, 2012-Ohio-3.]

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## MOTION AND PROCEDURAL RULINGS

**2011-1933. Rayess v. Educational Comm. for Foreign Med. Graduates.**

Montgomery App. No. 24125. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

Upon consideration of appellant's motion to seal the September 30, 2011 court of appeals' decision, it is ordered by the court that the motion is granted.

**2011-1995. DeVries Dairy, L.L.C. v. White Eagle Coop. Assoc.**

Certified Question of State Law, Northern District of Ohio, Western Division, No. 3:09CV207. This cause is pending before the court as a certified question of state law from the United States District Court, Northern District of Ohio, Western Division.

Upon consideration of the motion for admission pro hac vice of Philip C. Graham, it is ordered by the court that the motion is granted.

**In re Lewis.**

On May 11, 2005, this court found Sidney T. Lewis and Yvonne D. Webb-Lewis to be vexatious litigators under S.Ct.Prac.R. 14.5(B). This court further ordered that Sidney T. Lewis and Yvonne D. Webb-Lewis were prohibited from continuing or instituting legal proceedings in this court without first obtaining leave. On December 30, 2011, Sidney T. Lewis and Yvonne D. Webb-Lewis submitted a "motion for leave to file supplemental motion to remove PVL sanctions grounded on exhibits A & B, for reconsideration to correct clerical mistake in reporting of Supreme Court Case No. 2002-1462 as 02-CV-20."

Upon consideration thereof, it is ordered by the court that the motion for leave of Sidney T. Lewis and Yvonne D. Webb-Lewis is denied.

## **DISCIPLINARY CASES**

### **2011-1421. In re O'Malley.**

On August 22, 2011, this court imposed an interim suspension upon felony conviction on respondent, Joseph Patrick O'Malley, and ordered him to file an affidavit of compliance on or before 30 days from the date of the order. On November 23, 2011, this court ordered respondent to show cause why he should not be found in contempt for failure to comply with the court's August 22, 2011 order. On December 27, 2011, respondent filed a Notice of Filing Corrected Affidavit of Compliance and Respondent's Motion to Lift Contempt Sanction. The affidavit of compliance was not timely filed. In addition, the motion was prematurely filed as no contempt sanction has been imposed.

Upon consideration thereof, it is ordered by the court, sua sponte, that the affidavit of compliance and motion are stricken.

It is further ordered by the court, sua sponte, that Joseph Patrick O'Malley, Attorney Registration No. 0060087, last known business address in Westlake, Ohio, is found in contempt for failure to comply with this court's order of August 22, 2011, to wit: failure to file an affidavit of compliance on or before September 21, 2011. Respondent may purge himself of contempt by filing an affidavit of compliance along with a motion requesting that such relief be granted.