

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

February 2, 2012

[Cite as *02/02/2012 Case Announcements*, 2012-Ohio-336.]

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## MOTION AND PROCEDURAL RULINGS

**2010-0725. Cleveland Mun. School Dist. Bd. of Edn. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, No. 2008-K-291. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint motion for remand, it is ordered by the court that the motion is granted and this case is remanded to the Board of Tax Appeals so that the board may take further action as appropriate.

**2010-1811. Cleveland Mun. School Dist. Bd. of Edn. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, No. 2008-M-298. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint motion for remand, it is ordered by the court that the motion is granted and this case is remanded to the Board of Tax Appeals so that the board may take further action as appropriate.

**2010-1812. Cleveland Mun. School Dist. Bd. of Edn. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, No. 2008M299. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint motion for remand, it is ordered by the court that the motion is granted and this case is remanded to the Board of Tax Appeals so that the board may take further action as appropriate.

**2010-1813. CRE JV Mixed Five OH 2 Branch Holdings, L.L.C. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2008-M-270, 2008-M-281 and 2008-M-300. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint motion for remand, it is ordered by the court that the motion is granted and this case is remanded to the Board of Tax Appeals so that the board may take further action as appropriate.

**MISCELLANEOUS DISMISSALS**

**2009-1863. State ex rel. Smith v. Indus. Comm.**

Franklin App. No. 08AP-854, 2009-Ohio-4833. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. The records of this court indicate that appellant has not filed a merit brief, due January 23, 2012, in compliance with the Rules of Practice of the Supreme Court of Ohio 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.

**2009-2087. State ex rel. Carter v. Indus. Comm.**

Franklin App. No. 09AP-71, 2009 Ohio-5547. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. The records of this court indicate that appellant has not filed a merit brief, due January 23, 2012, in compliance with the Rules of Practice of the Supreme Court of Ohio 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.

**2011-1947. Isaacs v. Tibbals.**

Richland App. No. 11-CA-82. This cause is pending before the court as an appeal from the Court of Appeals for Richland County. The records of this court indicate that appellant has not filed a merit brief, due January 27, 2012, in compliance with the Rules of Practice of the Supreme Court of Ohio 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.

**2012-0080. Applegate v. Franklin Cty. Bd. of Elections.**

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus involving an expedited election matter. The records of this

court indicate that relator has not filed his evidence and brief, due January 27, 2012, in compliance with the Rules of Practice of the Supreme Court of Ohio 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.

**2012-0139. State ex rel. Zidonis v. Columbus State Community College**

Franklin App. No. 10AP-961, 2011-Ohio-6817. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County.

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 MATTERS**

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

**2011-1572. State ex rel. Coleman v. Schwartz.**

Franklin App. No. 10AP-714.

**2011-1819. State ex rel. Snyder v. Ohio Wesleyan Univ.**

Franklin App. No. 10AP-587.

**2011-1902. State ex rel. Sigler v. Lubrizol Corp.**

Franklin App. No. 10AP-255, 2011-Ohio-4917.

**2011-1922. State ex rel. Scott v. Indus. Comm.**

Franklin App. No. 10AP-713, 2011-Ohio-5467.

**2012-0015. Cincinnati Community Kolllel v. Levin.**

Board of Tax Appeals, Nos. 2008-A-1367, 2008-A-1368 and 2008-A-1369.