

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

August 30, 2012

[Cite as *08/30/2012 Case Announcements*, 2012-Ohio-3941.]

MERIT DECISIONS WITH OPINIONS

2010-1363. Moore v. Middletown, Slip Opinion No. 2012-Ohio-3897.

Butler App. No. CA2009-08-205, 2010-Ohio-2962. Judgment affirmed in part and reversed in part, and cause remanded.

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

Lundberg Stratton, O'Donnell, and Lanzinger, JJ., concur in part and dissent in part.

2011-0127. State ex rel. Brown v. Hoover Universal, Inc., Slip Opinion No. 2012-Ohio-3895.

Franklin App. No. 10AP-21, 2010-Ohio-6174. Judgment affirmed.

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

2012-0434. State ex rel. Koller v. Sutula, Slip Opinion No. 2012-Ohio-3834.

Cuyahoga App. No. 97173, 2012-Ohio-369. Judgment affirmed.

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

2012-0904. State ex rel. Duncan v. DeWeese, Slip Opinion No. 2012-Ohio-3835.

Richland App. No. 2011 CA 102. Judgment affirmed.

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

MOTION AND PROCEDURAL RULINGS

1996-2301. State v. Palmer.

Belmont App. No. 89B28. By entry filed July 5, 2011, this court ordered that Donald L. Palmer Jr.'s sentence be carried into execution on Thursday, September 20, 2012.

In order to facilitate this court's timely consideration of any matters relating to the execution of Donald L. Palmer Jr.'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 e-mail.

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 e-mail.

2012-1107. Disciplinary Counsel v. Joseph.

This cause is pending before the court upon the filing by relator, disciplinary counsel, of a certified copy of the October 27, 2011 order of the Court of Appeals of Maryland imposing a permanent disbarment upon respondent, Joel David Joseph. On August 7, 2012, respondent filed a response to this court's order to show cause. On August 10, 2012, relator filed a motion for leave to file a reply to respondent's response.

Upon consideration thereof, relator's motion is granted. Relator may file a reply brief to respondent's response within 15 days of the date of this order.

MISCELLANEOUS DISMISSALS

2011-1502. State ex rel. Houston v. Mental Health Millcreek Children's Psych Hosp.

Franklin App. No. 10AP-571, 2011-Ohio-3594. 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 August 20, 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.