

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

February 24, 2012

[Cite as *02/24/2012 Case Announcements, 2012-Ohio-714.*]

MOTION AND PROCEDURAL RULINGS

2012-0010. State v. Waver.

Cuyahoga App. No. 97000, 2011-Ohio-6480. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

Upon consideration of appellee's motion to strike appellant's appeal, it is ordered by the court that the motion is denied. It is further ordered by the court that appellee may file a memorandum in response within 30 days of the date of this entry.

2012-0133. State ex rel. Doe v. Capper.

In Prohibition. This cause originated in this court on the filing of a complaint for a writ of prohibition involving the adoption of a minor child.

Pursuant to the court's S.Ct.Prac.R. 10.10 determination, it is ordered, sua sponte, that an alternative writ is granted and the following briefing schedule is set for the presentation of evidence and filing of briefs: The parties shall file any evidence they intend to present within 20 days of the date of this entry; relators shall file a brief within 10 days of the filing of the evidence; respondent shall file a brief within 20 days after the filing of relators' brief; and relators may file a reply brief within 7 days after filing of respondent's brief.

The briefing shall include the issues of whether the juvenile court has subject-matter jurisdiction and in personam jurisdiction over relators and the minor child in the underlying matter.

Pursuant to S.Ct.Prac.R. 10.6, the issuance of the alternative writ stays the pending juvenile court proceedings, including the respondent's order for genetic testing.