

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

July 10, 2014

[Cite as *07/10/2014 Case Announcements*, 2014-Ohio-3028.]

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## MERIT DECISIONS WITH OPINIONS

**2010-1105. State v. Osie, Slip Opinion No. 2014-Ohio-2966.**

Butler C.P. No. CR 2009-02-0302. Judgment affirmed.

O'Connor, C.J., and Pfeifer, O'Donnell, and Kennedy, JJ., concur.

Lanzinger and French, JJ., concur in part and dissent in part.

O'Neill, J., dissents.

**2013-0711. State v. Belew, Slip Opinion No. 2014-Ohio-2964.**

Lucas App. No. L-11-1279, 2013-Ohio-1078. Cause dismissed as having been improvidently accepted.

Pfeifer, O'Donnell, Kennedy, and French, JJ., concur.

O'Connor, C.J., and Lanzinger and O'Neill, JJ., dissent.

## MOTION AND PROCEDURAL RULINGS

**In re Henderson.**

On January 18, 2012, this court found Paul S. Henderson to be a vexatious litigator under S.Ct.Prac.R. 4.03(B). This court further ordered that Henderson was prohibited from continuing or instituting legal proceedings in this court without first obtaining leave. On July 2, 2014, Henderson submitted an application for leave to file a notice of appeal and memorandum in support of jurisdiction.

It is ordered by the court that the application for leave is denied.

**In re Howard.**

On September 24, 2004, this court found Gregory T. Howard to be a vexatious litigator under S.Ct.Prac.R. 4.03. This court further ordered that Howard was prohibited from continuing or instituting legal proceedings in the court without obtaining leave. On June 30, 2014, Howard presented a motion to file an affidavit to disqualify Chief Justice Maureen O'Connor/Supreme Court of Ohio and a motion to file a complaint for a writ of procedendo/mandamus.

It is ordered by the court that the motions to file an affidavit and the motion to file a complaint are denied.

**2013-0521. In re Application of Columbus S. Power Co.**

Public Utilities Commission, No. 11-326-EL-SSO. This cause is pending before the court as an appeal from the Public Utilities Commission of Ohio.

Upon consideration of the application of appellant, FirstEnergy Solutions Corp., for dismissal of its appeal, it is ordered by the court that the application for dismissal is granted. The appeal of FirstEnergy Solutions Corp. is dismissed and the case remains pending on all other appeals.

**2014-0642. Baldwin v. Cusma.**

Stark App. No. 2013CA00145, 2014-Ohio-905. This cause came for further consideration upon appellee's filing of the motion to strike memo opposing motion to strike affidavit of Greg S. Robey. It is ordered by the court that the motion is denied as moot.

**2014-0905. Canady v. Ohio Cas. Ins. Co.**

Muskingum App. No. CT2013-0020, 2014-Ohio-596. This cause is pending before the court as a jurisdictional appeal.

Upon review of the memorandum of appellee, Time Warner, Inc., in response to jurisdiction, it is ordered by the court, sua sponte, that the memorandum in response is stricken as untimely pursuant to S.Ct.Prac.R. 7.03(A)(1).

**DISCIPLINARY CASES**

**2012-1324. Disciplinary Counsel v. Talikka.**

On application for reinstatement of Leo Johnny Talikka, Attorney Registration No. 0006613. Application granted and respondent is reinstated to the practice of law in Ohio, with a one-year monitored probation.

## **MEDIATION MATTERS**

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. 19.01:

**2014-0868. Shaker Place VOA Affordable Hous. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2012-599 and 2012-930.

**2014-0869. Euclid of Cleveland, L.L.C. v. Cuyahoga Cty. Bd. of Revision.**

Board of Tax Appeals, No. 2012-1964.

**2014-0870. Westview Village of Medina, L.L.C. v. Portage Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2012-2921 and 2013-4734.

**2014-0872. HR McNaughten SPE, L.L.C. v. Franklin Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2013-2508 and 2013-2509.

**2014-1036. Westerville City Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.**

Board of Tax Appeals, Nos. 2012-1763, 2012-1764, and 2012-1765.

The following cases have been returned to the regular docket:

**2014-0140. Navistar, Inc. v. Levin.**

Board of Tax Appeals, No. 2010-575. The court hereby returns this case to the regular docket under S.Ct.Prac.R. 19.01. Appellant shall file a brief within 40 days of the date of this entry, and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. 16.02 through 16.07. As provided in S.Ct.Prac.R. 16.07, the court may dismiss this case or take other action if the parties fail to timely file merit briefs.

**2014-0831. State ex rel. DiFranco v. S. Euclid.**

In Mandamus. The court hereby returns this case to the regular docket under S.Ct.Prac.R. 19.01. Respondents shall file a response to the complaint within 21 days of the date of this entry.