

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 24, 2014

[Cite as *09/24/2014 Case Announcements*, 2014-Ohio-4160.]

MERIT DECISIONS WITH OPINIONS

2012-1653. In re Judicial Campaign Complaint Against O’Toole, Slip Opinion No. 2014-Ohio-4046.

Appeal from the Order of the Judicial Commission of the Supreme Court. Order affirmed in part and reversed in part.

O’Connor, C.J., and O’Donnell, Lanzinger, Preston, French, and Fischer, JJ., concur.

Pfeifer, J., concurs in part and dissents in part.

Vernon L. Preston, J., of the Third Appellate District, sitting for Kennedy, J.

Patrick F. Fischer, J., of the First Appellate District, sitting for O’Neill, J.

2013-1736. State ex rel. O’Neal v. Bunting, Slip Opinion No. 2014-Ohio-4037.

Marion App. No. 9-13-29. Judgment affirmed.

O’Connor, C.J., and Pfeifer, O’Donnell, Lanzinger, Kennedy, French, and O’Neill, JJ., concur.

2014-0511. Chappell v. Morgan, Slip Opinion No. 2014-Ohio-4035.

Scioto App. No. 14CA3607. Judgment affirmed.

O’Connor, C.J., and Pfeifer, O’Donnell, Lanzinger, Kennedy, French, and O’Neill, JJ., concur.

MERIT DECISIONS WITHOUT OPINIONS

2013-0013. State v. Solomon.

Hamilton App. No. C-120044, 2012-Ohio-5755. This cause, here on a certification of a conflict by the Court of Appeals for Hamilton County, was considered in the

manner prescribed by law. On consideration thereof, the judgment of the court of appeals is affirmed on the authority of *State v. Limoli*, 140 Ohio St.3d 188, 2014-Ohio-3072, 16 N.E.3d 641.

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

2013-0027. State v. Solomon.

Hamilton App. No. C-120044, 2012-Ohio-5755. This cause, here on appeal from the Court of Appeals for Hamilton County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is affirmed on the authority of *State v. Limoli*, 140 Ohio St.3d 188, 2014-Ohio-3072, 16 N.E.3d 641.

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

2013-0140. State v. Arnold.

Montgomery App. No. 25044, 2012-Ohio-5786. This cause, here on a certification of a conflict by the Court of Appeals for Montgomery County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is affirmed on the authority of *State v. Limoli*, 140 Ohio St.3d 188, 2014-Ohio-3072, 16 N.E.3d 641.

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

2013-0485. State v. Anderson.

Montgomery App. No. 25114, 2013-Ohio-295. This cause, here on a certification of a conflict by the Court of Appeals for Montgomery County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is affirmed on the authority of *State v. Limoli*, 140 Ohio St.3d 188, 2014-Ohio-3072, 16 N.E.3d 641.

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

2013-0918. State v. Barclay.

Franklin App. No. 12AP-926, 2013-Ohio-1681. This cause, here on appeal from the Court of Appeals for Franklin County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is affirmed on the authority of *State v. Limoli*, 140 Ohio St.3d 188, 2014-Ohio-3072, 16 N.E.3d 641.

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

2013-1884. State ex rel. Autumn Health Care of Zanesville, Inc. v. Ohio Atty. Gen.

In Mandamus. Upon consideration of the answer of respondents, the motion for judgment on the pleadings, the motion to quash subpoenas of respondents' state attorneys, relator's motion to strike or, in the alternative, motion pursuant to Civ.R. 56(F), or, in the alternative, the motion for in camera review, it is ordered by the court that the motion to quash subpoenas, the motion to strike the alternative motion, and the motion for in camera review are denied. The motion for judgment on the pleadings is granted. Accordingly, this cause is dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, French, and O'Neill, JJ., concur.

Kennedy, J., dissents and would grant an alternative writ.

2014-0353. In re R.W.

Hamilton App. Nos. C-130151 and C-130152, 2014-Ohio-175. This cause, here on appeal from the Court of Appeals for Hamilton County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is reversed on the authority of *In re D.M.*, 140 Ohio St.3d 309, 2014-Ohio-3628, 18 N.E.3d 404.

2014-0354. In re A.C.

Hamilton App. Nos. C-130416, C-130464 and C-130467, 2014-Ohio-174. This cause, here on appeal from the Court of Appeals for Hamilton County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is reversed on the authority of *In re D.M.*, 140 Ohio St.3d 309, 2014-Ohio-3628, 18 N.E.3d 404. It is further ordered that appellant's motion to enforce stay and release holder is denied.

2014-0755. Holloman v. Mohr.

In Habeas Corpus. On amended petition for writ of habeas corpus. Sua sponte, cause dismissed. On motion requesting the court to allow the writ so the clerk may serve the writ on the respondents. Motion denied.

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

2014-0784. Sudberry v. Morgan.

In Habeas Corpus. On petition for writ of habeas corpus of James D. Sudberry. Sua sponte, cause dismissed.

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

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

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus.

Upon consideration thereof, it is ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05:

The parties shall file any evidence they intend to present within 20 days of the date of this entry; relator shall file a brief within ten days of the filing of the evidence; respondents shall file a brief within 20 days after the filing of relator's brief; and relator may file a reply brief within seven days after the filing of respondents' brief.

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

Pfeifer, Lanzinger, and O'Neill, JJ., dissent and would dismiss the cause.

2014-0877. Isa v. Robinson.

In Habeas Corpus. On petition for writ of habeas corpus of Abraham Isa. Sua sponte, cause dismissed.

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

2014-0893. Stenson v. Crutchfield.

In Habeas Corpus. On petition for writ of habeas corpus of Christopher Stenson. Sua sponte, cause dismissed.

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

2014-0903. State v. Williams.

In Habeas Corpus. On petition for writ of habeas corpus of Melody Williams. Sua sponte, cause dismissed. Petitioner's motion for appointment of counsel at state expense and motion for order to reply by respondent and for a hearing are denied.

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

2014-0919. State v. Miller.

Pickaway App. No. 13CA5, 2014-Ohio-1803. Upon consideration of the jurisdictional memoranda filed in the case, the court accepts the appeal, and the cause is remanded to the trial court for application of *State v. Bonnell*, 140 Ohio St.3d 209, 2014-Ohio-3177, 16 N.E.3d 659.

It is further ordered that mandates be sent to and filed with the clerks of the Court of Appeals for Pickaway County and the Court of Common Pleas of Pickaway County.

O'Donnell, Lanzinger, and French, JJ., dissent.

2014-0935. Moore v. Gaughman.

In Habeas Corpus. On petition for writ of habeas corpus of Ronnie Moore. Sua sponte, cause dismissed.

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

2014-0946. Stenson v. Crutchfield.

In Habeas Corpus. On petition for writ of habeas corpus of Christopher Stenson. Sua sponte, cause dismissed.

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

2014-1019. State v. Williams.

In Habeas Corpus. On petition for writ of habeas corpus of Melody Williams. Sua sponte, cause dismissed. Petitioner's motion for appointment of counsel at state expense and motion for order to reply by respondent and for a hearing are denied.

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

2014-1123. State ex rel. Lucas Cty. Republican Party Executive Commt. v. Husted.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus.

Upon consideration thereof, it is ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05:

The parties shall file any evidence they intend to present within 20 days of the date of this entry; relator shall file a brief within ten days of the filing of the evidence; respondent shall file a brief within 20 days after the filing of relator's

brief; and relator may file a reply brief within seven days after filing of respondent's brief.

O'Connor, C.J., and Pfeifer, O'Donnell and O'Neill, JJ., concur.
Lanzinger, Kennedy, and French, JJ., not participating.

2014-1138. State ex rel. Clemons v. Ohio Bur. of Workers' Comp. Bd. of Directors.

In Mandamus. Upon consideration of respondent's motion to dismiss, motion to strike memorandum in support of mandamus, and amended memorandum in support of mandamus, it is ordered by the court that the motion to dismiss is granted and the motion to strike is denied. Accordingly, this cause is dismissed.

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

2014-1141. State ex rel. Ohio Republican Party v. Fitzgerald.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus.

Upon consideration thereof, it is ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05:

The parties shall file any evidence they intend to present within 20 days of the date of this entry; relator shall file a brief within ten days of the filing of the evidence; respondents shall file a brief within 20 days after the filing of relator's brief; and relator may file a reply brief within seven days after the filing of respondents' brief.

It is further ordered that relator's motion to strike the affidavits tendered with the motion to dismiss and the motion to expedite the ruling on the motion to dismiss and to forthwith issue an alternative writ are denied.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, and O'Neill, JJ., concur.
Kennedy and French, JJ., not participating.

2014-1145. State ex rel. Baptiste v. Reese.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1194. State ex rel. Redding v. Supreme Court of Ohio.

In Procedendo. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1196. State ex rel. Vincent v. Holzapfel.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1207. Preece v. Sheeran.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1212. Stephens v. Ninth Dist. Court of Appeals.

In Mandamus. Upon consideration of respondent's motion to dismiss and amended motion to dismiss, it is ordered by the court that the motion to dismiss and amended motion to dismiss are granted. Accordingly, this cause is dismissed.

It is further ordered that relator's motion for leave to amend the case caption is denied.

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

2014-1225. State ex rel. Jurado v. Disciplinary Counsel.

In Mandamus and Prohibition. Upon consideration of respondent's motions to dismiss, relator's motions to seal documents and exhibits, motion to take judicial notice of court order, motion to seal Exhibit J6, motion to seal the motion to dismiss, motion to strike portions of respondents' motion to dismiss and impose a new filing deadline for relator's response, or to strike respondents' motion to dismiss in the alternative, and the motion to seal, it is ordered by the court that the relator's motions are denied and the motions to dismiss are granted. Accordingly, this cause is dismissed.

Pfeifer, O'Donnell, Lanzinger, French, and O'Neill, JJ., concur.

O'Connor, C.J., and Kennedy, J., concur in part and dissent in part and would grant the motions to seal.

2014-1235. State ex rel. Robinson v. Moore.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1258. Smith v. Montgomery Cty. Common Pleas Court.

In Quo Warranto. On motion to dismiss. Motion granted. Cause dismissed.

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

2014-1319. State ex rel. Beltowski v. Smith.

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

Upon consideration thereof, it is ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05:

The parties shall file any evidence they intend to present within 20 days of the date of this entry; relator shall file a brief within ten days of the filing of the evidence; respondents shall file a brief within 20 days after the filing of relator's brief; and relator may file a reply brief within seven days after the filing of respondents' brief.

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

2014-1331. State ex rel. Picard v. Robinson.

In Procedendo. On motion to dismiss. Motion granted. Cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

2012-0216. State v. Willan.

Summit App. No. 24894, 2011-Ohio-6603. This cause came on for further consideration upon the remand of the United States Supreme Court for further consideration in light of *Alleyne v. United States*, 570 U.S. at ___, 133 S.Ct. 2151, 186 L.Ed.2d 314 (2013) and the motion to remand to the trial court of appellant/cross-appellee.

It is ordered by the court that the parties are to brief the issue of the impact of *Alleyne* on this court's holding in *State v. Willan*, 136 Ohio St.3d 222, 2013-Ohio-2405, 994 N.E.2d 400. Appellant/cross-appellee shall file a brief within 20 days of the date of this entry, appellee/cross-appellant shall file a brief within 20 days of the filing of appellant/cross-appellee's brief, and appellant/cross-appellee's reply brief shall be filed ten days thereafter.

It is further ordered by the court that appellant/cross-appellee's motion to remand to the trial court is denied.

Pfeifer, Acting C.J.

O'Connor, C.J., not participating.

Michael Thurner Hall, J., of the Second District Court of Appeals, sitting for O'Connor, C.J.

2013-0644. Brown v. Luebbers.

Hamilton App. No. C-130119. On motion for order to show cause. Motion denied.

2013-2050. Hope Academy Broadway Campus v. White Hat Mgt., L.L.C.

Franklin App. No. 12AP-496, 2013-Ohio-5036. On motion to supplement the record. Motion denied.

O'Donnell and Kennedy, JJ., dissent.

2014-0421. Cashiota v. Cleveland Div. of Parks & Maintenance.

In Procedendo. On motion to clarify. Motion denied.

2014-1128. State v. Sullivan.

Franklin App. No. 13AP-173, 2014-Ohio-1443. On review of order certifying a conflict. The court determines that a conflict exists. Sua sponte, cause held for the decision in 2013-1973, *State v. Johnson*, Butler App. No. CA2012-11-235, 2013-Ohio-4865; cause consolidated with 2014-1127, *State v. Sullivan*, Franklin App. No. 13AP-173, 2014-Ohio-1443; and briefing schedule stayed.

2014-1221. State v. Sultaana.

Cuyahoga App. No. 101211. On emergency motion for stay. Motion denied.

2014-1224. State v. Sweeting.

Hamilton App. No. C-120733, 2013-Ohio-5097. On motion for delayed appeal. Motion denied.

2014-1285. State v. Cruz.

Cuyahoga App. No. 98264, 2013-Ohio-1889. On motion for delayed appeal. Motion denied.

Pfeifer, J., dissents.

2014-1294. State v. Foster.

Hamilton App. No. C-120411. On motion for delayed appeal. Motion denied.

2014-1309. State v. Sullivan.

Licking App. No. 13 CA 106. On motion for delayed appeal. Motion denied.

Pfeifer, J., dissents.

2014-1318. State v. Christian.

Montgomery App. No. 25256, 2014-Ohio-2672. On motion for stay of execution of the court of appeals' judgment. Motion granted.

Pfeifer, French, and O'Neill, JJ., dissent.

2014-1327. State v. Hall.

Ross App. No. 13CA3391, 2014-Ohio-2959. On motion for delayed appeal. Motion denied.

Pfeifer, Kennedy, and O'Neill, JJ., dissent.

2014-1328. State v. Watkins.

Cuyahoga App. No. 101344. On motion for delayed appeal. Motion denied.

2014-1329. State v. Harmon.

Summit App. No. 26426, 2013-Ohio-2319. On motion for delayed appeal. Motion denied.

Pfeifer, Acting C.J.

O'Connor, C.J., not participating.

2014-1330. State v. Steinhauer.

Scioto App. No. 12CA3528, 2014-Ohio-1981. On motion for delayed appeal. Motion denied.

Pfeifer and O'Neill, JJ., dissent.

2014-1374. State v. Anderson.

Franklin App. No. 13AP-831, 2014-Ohio-1849. On motion for delayed appeal. Motion denied.

Pfeifer and O'Neill, JJ., dissent.

French, J., not participating.

2014-1375. State v. Hairston.

Lorain App. No. 12CA010307, 2013-Ohio-4634. On motion for delayed appeal. Motion denied.

2014-1397. State v. Hunter.

Summit App. No. 26610, 2014-Ohio-910. On motion for delayed appeal. Motion denied.

Pfeifer, J., dissents.

2014-1398. State v. Drager.

Montgomery App. No. 26067, 2014-Ohio-3056. On motion for stay of execution of sentence and/or court of appeals' judgment and establishment of bond on appeal. Motion denied.

Kennedy, J., dissents and would grant the motion on the condition of continuation of bond.

2014-1399. State v. Wilkes.

Lucas App. No. L-12-1119, 2013-Ohio-2369. On motion for delayed appeal. Motion denied.

2014-1406. State v. Taylor.

Montgomery App. No. 25764, 2014-Ohio-2550. On motion for delayed appeal. Motion granted.

O'Connor, C.J., and O'Donnell, J., dissent.

APPEALS ACCEPTED FOR REVIEW

2014-0940. State v. Woods.

Cuyahoga App. No. 99630, 2014-Ohio-1722. Discretionary appeal accepted; cause held for the decision in 2014-0941, *State v. Shabazz*, Cuyahoga App. No. 100021, 2014-Ohio-1828; and briefing schedule stayed.

Pfeifer and Lanzinger, JJ., dissent.

2014-0941. State v. Shabazz.

Cuyahoga App. No. 100021, 2014-Ohio-1828.

Pfeifer and Lanzinger, JJ., dissent.

2014-0942. State v. Walker.

Cuyahoga App. No. 99998, 2014-Ohio-1827. Discretionary appeal accepted; cause held for the decision in 2014-0941, *State v. Shabazz*, Cuyahoga App. No. 100021, 2014-Ohio-1828; and briefing schedule stayed.

Pfeifer and Lanzinger, JJ., dissent.

2014-0943. In re C.R.

Ross App. No. 13CA3411, 2014-Ohio-1936. Discretionary appeal accepted; cause held for the decision in 2014-0607, *In re D.S.*, Licking App. No. 13-CA-58, 2014-Ohio-867; and briefing schedule stayed

Pfeifer, O'Donnell, and Kennedy, JJ., dissent.

2014-0990. State v. V.M.D.

Cuyahoga App. No. 100522, 2014-Ohio-1844.

Lanzinger and O'Neill, JJ., dissent.

2014-1127. State v. Sullivan.

Franklin App. No. 13AP-173, 2014-Ohio-1443. Discretionary appeal accepted; cause held for the decision in 2013-1973, *State v. Johnson*, Butler App. No. CA2012-11-235, 2013-Ohio-4865; cause consolidated with 2014-1128, *State v. Sullivan*, Franklin App. No. 13AP-173, 2014-Ohio-1443; and briefing schedule stayed.

Lanzinger, J., would accept the discretionary appeal on Proposition of Law Nos. I and II only, and hold the cause for the decision in *State v. Johnson*, Butler App. No. CA2012-11-235, 2013-Ohio-4865.

Pfeifer, J., dissents.

APPEALS NOT ACCEPTED FOR REVIEW

2012-1901. State v. Wesson.

Summit App. No. 25874, 2012-Ohio-4495.

Pfeifer, Acting C.J.

O'Connor, C.J., not participating.

2014-0420. State v. Scott.

Stark App. No. 2013CA00063, 2013-Ohio-5875.

2014-0431. State v. Johnson.

Medina App. No. 12CA0066-M, 2014-Ohio-62.

O'Donnell, J., dissents.

2014-0585. In re A.C.

Ashtabula App. No. 2013-A-0024, 2014-Ohio-640.

O'Neill, J., dissents.

2014-0757. State v. Mangan.

Greene App. No. 2013-CA-3, 2014-Ohio-960.

2014-0821. State v. Walker.

Montgomery App. No. 25741, 2014-Ohio-1287.

2014-0867. State v. Stober.

Putnam App. No. 12-13-09, 2014-Ohio-1568.

2014-0873. Pump House Ministries v. Levin.

Ashland App. No. 13-COA-036, 2014-Ohio-1590.

2014-0878. State v. Horn.

Delaware App. No. 13 CAA 12 0087, 2014-Ohio-1814.

2014-0888. State v. Patterson.

Cuyahoga App. No. 100086, 2014-Ohio-1621.

2014-0894. Miller v. Hornyak.

Franklin App. No. 14AP-122.

2014-0896. Kyle v. Ohio State Univ.

Franklin App. No. 13AP-603, 2014-Ohio-2143.

O'Donnell, J., dissents.

2014-0897. State v. Weaver.

Belmont App. No. 14 BE 11.

2014-0901. State v. Fox.

Licking App. No. 13-CA-71, 2014-Ohio-1652.

2014-0902. Willoughby v. Willoughby.

Trumbull App. No. 2012-T-0095, 2014-Ohio-743.

2014-0904. Watson v. Cuyahoga Metro. Hous. Auth.

Cuyahoga App. No. 99932, 2014-Ohio-1617.

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

Muskingum App. No. CT2013-0020, 2014-Ohio-596.

Kennedy and O'Neill, JJ., dissent.

2014-0906. State v. Preston.

Jackson App. No. 10CA4, 2013-Ohio-5679.

2014-0907. State v. Sailor.

Cuyahoga App. No. 100009, 2014-Ohio-1062.

2014-0909. State v. Dangerfield.

Hamilton App. Nos. C-130301 and C-130305, 2014-Ohio-1638.

2014-0914. State v. Sultaana.

Cuyahoga App. No. 101211. Discretionary appeal not accepted. Motion to not accept jurisdiction so federal due process can proceed is denied.

2014-0922. State v. Jones.

Cuyahoga App. No. 99703, 2014-Ohio-1634.

2014-0924. State v. Banks.

Seneca App. No. 13-13-43.

2014-0925. Enviropro Plastics, Inc. v. Trickett.

Stark App. No. 2013 CA 00195, 2014-Ohio-1707.

Kennedy, J., dissents.

O'Neill, J., dissents and would accept the discretionary appeal on Proposition of Law No. III.

2014-0928. Fannie Mae v. Winding.

Butler App. No. CA2013-09-179, 2014-Ohio-1698.

O'Connor, C.J., and French, J., dissent.

2014-0930. Scott v. Indep. Sav. Plan Co.

Miami App. No. 2013-CA-19, 2014-Ohio-1754.

O'Neill, J., dissents.

2014-0933. State v. Banks.

Hamilton App. No. C-130469.

O'Donnell, Lanzinger, and Kennedy, JJ., dissent.

2014-0938. Home Sav. & Loan Co. of Youngstown, Ohio v. Avery Place, L.L.C.

Franklin App. Nos. 13AP-777 and 13AP-778, 2014-Ohio-1747.

2014-0939. State v. Granados.

Fairfield App. No. 13-CA-50, 2014-Ohio-1758.

2014-0945. State v. Hodge.

Miami App. No. 2013 CA 27.

Kennedy and French, JJ., dissent.

2014-0949. State v. Byrd.

Montgomery App. No. 25591, 2013-Ohio-3751.

2014-0953. Thomas v. Thomas.

Summit App. No. 27153, 2014-Ohio-1714.

2014-0958. Short v. Resource Title Agency, Inc.

Cuyahoga App. No. 100006, 2014-Ohio-830.

O'Neill, J., dissents.

2014-0959. State v. Moses.

Franklin App. No. 13AP-816, 2014-Ohio-1748.

2014-0960. State v. Montanez.

Cuyahoga App. No. 100013, 2014-Ohio-1723.

2014-0962. Graham v. Szuch.

Cuyahoga App. No. 100228, 2014-Ohio-1727.

Pfeifer, J., dissents.

2014-0964. State v. Saunders.

Franklin App. No. 13AP-668, 2014-Ohio-1746.

2014-0965. Davis v. Cincinnati Civ. Serv. Comm.

Hamilton App. No. C-130249.

2014-0966. Virginia Homes, Ltd. v. Goldman.

Franklin App. No. 13AP-1012, 2014-Ohio-1750.

2014-0973. Hoover v. Elyria.

Lorain App. No. 12CA010288, 2014-Ohio-1783.

2014-0974. Novy v. Ferrara.

Portage App. No. 2013-P-0063, 2014-Ohio-1776.

O'Donnell, J., dissents.

2014-0977. Stewart v. Elliott.

Portage App. No. 2013-P-0009, 2014-Ohio-1872.

2014-0980. State v. Campbell.

Cuyahoga App. Nos. 100246 and 100247, 2014-Ohio-2181.

2014-0982. State v. West.

Cuyahoga App. No. 100445, 2014-Ohio-1523.

2014-0983. DLJ Mtge. Capital, Inc. v. Rosario.

Cuyahoga App. No. 100233, 2014-Ohio-1835.

2014-0987. Bank of New York Mellon v. Putman.

Butler App. No. CA2012-12-267, 2014-Ohio-1796.

O'Neill, J., dissents.

2014-0992. State v. Wells.

Delaware App. No. 13 CAA 07 0057, 2014-Ohio-1844.

2014-0994. Jordan v. Jordan.

Cuyahoga App. No. 99890, 2014-Ohio-1826.

2014-0996. State v. Campbell.

Hamilton App. No. C-130251.

2014-0999. Burns v. Adams.

Scioto App. No. 12CA3508, 2014-Ohio-1917.

2014-1000. Westlake v. VWS, Inc.

Cuyahoga App. No. 100180, 2014-Ohio-1833.

2014-1002. Wood v. Fillinger.

Cuyahoga App. No. 100464, 2014-Ohio-1842.

2014-1003. Popovich v. Webster & Webster, L.L.P.

Cuyahoga App. No. 99785, 2014-Ohio-1825.

2014-1005. Edwards v. Philadelphia Indemn. Ins. Co.

Hamilton App. No. C-130406, 2014-Ohio-892.

Kennedy, J., dissents.

2014-1007. Riley v. Wayne Mut. Ins. Co.

Summit App. No. 27142, 2014-Ohio-1818.

Kennedy, J., dissents.

2014-1015. State v. Norris.

Muskingum App. No. CT2013-0052, 2014-Ohio-2199.

2014-1021. State v. Graves.

Ashland App. No. 13-COA-032, 2014-Ohio-1915. Discretionary appeal not accepted. Motion to strike appellee's opposition in support of jurisdiction is denied.

2014-1033. State v. Hatter.

Hamilton App. Nos. C-130326, C-130331, C-130332, and C-130353, 2014-Ohio-1910.

2014-1041. State v. Castile.

Franklin App. No. 13AP-10, 2014-Ohio-1918.

2014-1057. State v. Ross.

Summit App. No. 27180, 2014-Ohio-2038.

Pfeifer, Acting C.J.

O'Connor, C.J., not participating.

2014-1060. State v. Patton.

Montgomery App. No. 25756, 2014-Ohio-2099.

2014-1068. State v. Graves.

Ashland App. No. 13-COA-033, 2014-Ohio-2030. Discretionary appeal not accepted. Motion to strike appellee's opposition in support of jurisdiction is denied.

2014-1081. State v. Houston.

Scioto App. No. 12CA3472, 2014-Ohio-2827.

2014-1082. State v. Price.

Cuyahoga App. No. 99058, 2014-Ohio-2047.
Pfeifer and O'Neill, JJ., dissent.

2014-1083. In re Estate of Gordon.

Richland App. No. 13-CA-78, 2014-Ohio-2133.

2014-1088. State v. D.D.F.

Franklin App. No. 13AP-688, 2014-Ohio-2075.

2014-1089. State v. Fox.

Huron App. No. H-13-022, 2014-Ohio-2215.

2014-1092. Clayton v. Ohio Bd. of Nursing.

Franklin App. No. 13AP-726, 2014-Ohio-2077.
O'Donnell, J., dissents.

French, J., dissents and would accept the discretionary appeal on Proposition of Law No. I.

2014-1095. State v. Beatty-Jones.

Montgomery App. No. 24245, 2011-Ohio-3719.

2014-1130. State v. Vancleef.

Franklin App. No. 13AP-703, 2014-Ohio-2144.
O'Donnell, J., dissents.

2014-1136. State v. Kelly.

Butler App. No. CA-2013-11-216.

2014-1163. State v. Gibson.

Stark App. No. 2013CA00183, 2014-Ohio-2352.

2014-1189. State v. Schwab.

Athens App. No. 12CA39, 2014-Ohio-336.

2014-1249. State v. Linkous.

Scioto App. No. 12CA3517, 2013-Ohio-5853.

2014-1253. State v. Macksyn.

Stark App. No. 2012CA00140, 2013-Ohio-1649.

RECONSIDERATION OF PRIOR DECISIONS

2010-0854. State v. Kirkland.

Hamilton C.P. No. B0901629. Reported at 140 Ohio St.3d 73, 2014-Ohio-1966, 15 N.E.3d 818. On motion for reconsideration. Motion denied.
Pfeifer, Lanzinger, and O’Neill, JJ., dissent.

2011-2164. State v. Bonnell.

Cuyahoga App. No. 96368, 2011-Ohio-5837. Reported at 138 Ohio St.3d 1493, 2014-Ohio-2021, 8 N.E.3d 963. On motion for reconsideration. Motion denied.

2013-0711. State v. Belew.

Lucas App. No. L-11-1279, 2013-Ohio-1078. Reported at 140 Ohio St.3d 221, 2014-Ohio-2964, 17 N.E.3d 515. On motion for reconsideration. Motion denied.
Lanzinger and O’Neill, JJ., dissent.

2014-0498. First N. Corp. v. Olmsted Falls Bd. of Zoning Appeals.

Cuyahoga App. No. 99681, 2014-Ohio-487. Reported at 139 Ohio St.3d 1483, 2014-Ohio-3195, 12 N.E.3d 1229. On motion for reconsideration. Motion denied.
Pfeifer, O’Donnell, and O’Neill, JJ., dissent.

2014-0502. State v. Brown.

Hamilton App. No. C-130120. Reported at 139 Ohio St.3d 1483, 2014-Ohio-3195, 12 N.E.3d 1229. On motion for reconsideration. Motion denied.
Pfeifer, French, and O’Neill, JJ., dissent.

2014-0503. State v. Washington.

Hamilton App. No. C-130213. Reported at 139 Ohio St.3d 1483, 2014-Ohio-3195, 12 N.E.3d 1229. On motion for reconsideration. Motion denied.
Pfeifer, French, and O’Neill, JJ., dissent.

2014-0520. Culp v. Olukoga.

Scioto App. No. 12CA2470, 2013-Ohio-5211. Reported at 139 Ohio St.3d 1483, 2014-Ohio-3195, 12 N.E.3d 1229. On motion for reconsideration. Motion denied.

2014-0566. Wojanowski v. Wojanowski.

Cuyahoga App. No. 99751, 2014-Ohio-697. Reported at 139 Ohio St.3d 1471, 2014-Ohio-3012, 11 N.E.3d 1193. On motion for reconsideration. Motion denied. Motion for clarification of decision declining jurisdiction and motion for leave to supplement are denied.

2014-0652. State ex rel. Rittner v. Bectal.

In Mandamus. Reported at 139 Ohio St.3d 1469, 2014-Ohio-3012, 11 N.E.3d 1192. On motion for reconsideration. Motion denied.

Kennedy and O’Neill, JJ., dissent and would grant the motion for reconsideration and grant an alternative writ.

2014-0665. Holtkamp v. Joint Bd. of Cty. Commrs.

Richland App. No. 13CA117. Reported at 139 Ohio St.3d 1472, 2014-Ohio-3012, 11 N.E.3d 1194. On motion for reconsideration. Motion denied.

2014-0669. Johnson v. Auls.

Franklin App. No. 13AP-1047. 139 Ohio St.3d 1484, 2014-Ohio-3195, 12 N.E.3d 1230. On motion for reconsideration. Motion denied.

2014-0677. Guerrieri v. Brys.

Mahoning App. No. 13 MA 7, 2014-Ohio-1178. Reported at 139 Ohio St.3d 1472, 2014-Ohio-3012, 11 N.E.3d 1194. On motion for reconsideration. Motion denied.

2014-0683. Toland v. Ohio State Univ.

Franklin App. No. 14AP-205. Reported at 139 Ohio St.3d 1472, 2014-Ohio-3012, 11 N.E.3d 1194. On motion for reconsideration. Motion denied.

2014-0781. State ex rel. Meyers v. Cicconetti.

In Prohibition. Reported at 139 Ohio St.3d 1481, 2014-Ohio-3195, 12 N.E.3d 1228. On motion for reconsideration. Motion denied.

2014-0815. State ex rel. Chappell v. Evans.

In Prohibition. Reported at 139 Ohio St.3d 1481, 2014-Ohio-3195, 12 N.E.3d 1228. On motion for reconsideration. Motion denied.

2014-0969. State v. McGrath.

Cuyahoga App. No. 101128. Reported at 139 Ohio St.3d 1482, 2014-Ohio-3195, 12 N.E.3d 1229. On motion for reconsideration. Motion denied.

Lanzinger, Kennedy, and O’Neill, JJ., dissent.