

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

December 7, 2016

[Cite as *12/07/2016 Case Announcements*, 2016-Ohio-8021.]

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## MERIT DECISIONS WITH OPINIONS

**2015-1127. Burnham v. Cleveland Clinic, Slip Opinion No. 2016-Ohio-8000.**

Cuyahoga App. No. 102038, 2015-Ohio-2044. Judgment reversed and cause remanded.

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

Kennedy, J., concurs in judgment only, with an opinion joined by O'Donnell and French, JJ.

Pfeifer, J., dissents, with an opinion.

**2015-1181 and 2015-1182. In re Grand Jury Proceedings of John Doe, Slip Opinion No. 2016-Ohio-8001.**

Cuyahoga App. No. 102977. Judgment reversed and cause remanded.

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

O'Donnell, J., concurs in judgment and concurs in paragraph two of the syllabus.

Kennedy, J., concurs in judgment only, with an opinion joined by French, J.

**2015-1204. State ex rel. Cleveland v. Indus. Comm., Slip Opinion No. 2016-Ohio-8015.**

Franklin App. No. 13AP-1069, 2015-Ohio-2165. Judgment affirmed. Oral argument canceled.

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

O'Donnell and Kennedy, JJ., dissent and urge oral argument in this case for the reasons stated in the dissenting opinion in *State ex rel. BF Goodrich Co., Specialty Chems. Div. v. Indus. Comm.*

**2015-1230. James v. State, Slip Opinion No. 2016-Ohio-8012.**

Clark App. No. 2013-CA-28, 2015-Ohio-623. Judgment reversed.

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

O'Neill, J., dissents, with an opinion.

**2015-0724. Ratonel v. Roetzel & Andress, L.P.A., Slip Opinion No. 2016-Ohio-8013.**

Montgomery App. No. 26259, 2015-Ohio-1166. Judgment reversed.

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

Luper-Schuster, J., dissents.

Betsy Luper-Schuster, of the Tenth District Court of Appeals, sitting for O'Connor, C.J.

**2016-0858. Disciplinary Counsel v. Tamburrino, Slip Opinion No. 2016-Ohio-8014.**

On Certified Report by the Board of Professional Conduct, No. 2015-078. Ronnie Michael Tamburrino, Attorney Registration No. 0021594, is hereby suspended from the practice of law for one year, with the final six months stayed on conditions.

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

O'Donnell, J., concurs in judgment only.

French, J., dissents, with an opinion joined by Kennedy, J.

## **MOTION AND PROCEDURAL RULINGS**

**2016-1708. Englehart v. Bluett.**

Hamilton App. No. C-160189, 2016-Ohio-7237. This cause is pending before the court as a jurisdictional appeal.

Upon consideration of the motion for admission pro hac vice of T. Lawrence Hicks, it is ordered by the court that the motion is granted. Pursuant to Gov.Bar R. XII(4), counsel shall file a notice of permission to appear pro hac vice with the Supreme Court's Office of Attorney Services within 30 days of the date of this entry.

## **MISCELLANEOUS DISMISSALS**

**2016-1412. State ex rel. Davie v. Calabrese.**

Cuyahoga App. No. 104205, 2016-Ohio-5420. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. The records of this court indicate that appellant has not filed a merit brief, due December 1, 2016, 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.

It is further ordered that a mandate be sent to and filed with the clerk of the Court of Appeals for Cuyahoga County.