

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 29, 2016

[Cite as *12/29/2016 Case Announcements*, 2016-Ohio-8458.]

MERIT DECISIONS WITH OPINIONS

2014-1844. State v. Creech, Slip Opinion No. 2016-Ohio-8440.

Jefferson App. No. 13 JE 41, 2014-Ohio-4004. Judgment affirmed.

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

O'Donnell, J., dissents and would dismiss the cause as improvidently allowed.

Kennedy, J., dissents, with an opinion.

2014-1940. Linert v. Foutz, Slip Opinion No. 2016-Ohio-8445.

Mahoning App. No. 11 MA 189, 2014-Ohio-4431. Judgment reversed.

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

Pfeifer, J., dissents and would affirm the judgment of the court of appeals.

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

2015-0163. State ex rel. Cordell v. Pallet Cos., Inc., Slip Opinion No. 2016-Ohio-8446.

Franklin App. No. 13AP-1017, 2014-Ohio-5561. Judgment affirmed.

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

O'Connor, C.J., concurs in judgment only.

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

Kennedy, J., dissents, with an opinion.

2015-0360. State ex rel. Shaughnessy v. Cleveland, Slip Opinion No. 2016-Ohio-8447.

In Mandamus. Writ denied.

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

Kennedy, J., dissents, with an opinion.

2015-0629 and 2015-1048. State v. Richardson, Slip Opinion No. 2016-Ohio-8448.

Montgomery App. No. 26191, 2015-Ohio-757. Judgment reversed.

O'Connor, C.J., and O'Donnell, Kennedy, and French, JJ., concur.
Lanzinger, J., dissents, with an opinion.

O'Neill, J., dissents, with an opinion joined by Pfeifer, J.

2015-1737. Bibler v. Stevenson, Slip Opinion No. 2016-Ohio-8449.

Hancock App. No. 5-14-29, 2015-Ohio-3717. Judgment reversed and cause remanded.

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

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

Lanzinger, J., dissents, with an opinion joined by Kennedy and French, JJ.

APPEALS NOT ACCEPTED FOR REVIEW

2015-1284. State v. Noling.

Portage App. No. 2014-P-0045, 2015-Ohio-2454.

O'Donnell and Kennedy, JJ., dissent.

O'Neill, J., not participating.

RECONSIDERATION OF PRIOR DECISIONS

2015-2059. State ex rel. Ridenour v. O'Connell.

Montgomery App. No. 26592. Reported at ___ Ohio St.3d ___, 2016-Ohio-7368, ___ N.E.3d ___. On motion for reconsideration. Motion denied.

2016-1002. Burkhart Family Trust v. Antero Resources Corp.

Monroe App. Nos. 14 MO 0019 and 14 MO 0020, 2016-Ohio-4817. Reported at 147 Ohio St.3d 1437, 2016-Ohio-7677, 63 N.E.3d 156. On motion for reconsideration. Motion denied.

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

2016-1057. Jabr v. Ohio Dept. of Job & Family Servs.

Franklin App. No. 15AP-1141, 2016-Ohio-4775. Reported at 147 Ohio St.3d 1438, 2016-Ohio-7677, 56 N.E.3d 156. On motion for reconsideration. Motion denied.

2016-1058. Jabr v. Ohio Dept. of Taxation.

Franklin App. No. 16AP-26, 2016-Ohio-4776. Reported at 147 Ohio St.3d 1438, 2016-Ohio-7677, 56 N.E.3d 156. On motion for reconsideration. Motion denied.

2016-1093. Miller v. State.

Richland App. No. 15CA96, 2016-Ohio-4623. Reported at 147 Ohio St.3d 1445, 2016-Ohio-7854, 63 N.E.3d 1214. On motion for reconsideration. Motion denied.

2016-1094. In re Estate of Harmon.

Tuscarawas App. No. 2015 AP 09 0052, 2016-Ohio-2617. Reported at 147 Ohio St.3d 1445, 2016-Ohio-7854, 63 N.E.3d 1215. On motion for reconsideration. Motion denied.

2016-1100. State v. Terrell.

Cuyahoga App. No. 103428, 2016-Ohio-4563. Reported at 147 Ohio St.3d 1445, 2016-Ohio-7854, 63 N.E.3d 1215. On motion for reconsideration. Motion granted. Discretionary appeal accepted, cause held for decision in 2016-0317, *State v. Anderson*, and briefing schedule stayed.

Lanzinger, J., would not hold the cause and would not stay the briefing schedule.

O'Donnell and Kennedy, JJ., dissent.

2016-1366. State ex rel. Boles v. Gorman.

In Mandamus and Procedendo. Reported at 147 Ohio St.3d 1447, 2016-Ohio-7924, 63 N.E.3d 1216. On motion for reconsideration. Motion denied.

MEDIATION MATTERS

The court hereby returns the following case to the regular docket under S.Ct.Prac.R. 19.01. The 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.

2016-0568. Harrah's Ohio Acquisition Co., L.L.C. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, Nos. 2014-4596, 2014-4810, 2014-4818, and 2014-4896.