

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 20, 2018

[Cite as *9/20/2018 Case Announcements, 2018-Ohio-3777.*]

MERIT DECISIONS WITH OPINIONS

2016-0747. State ex rel. Beaver Creek Twp. Fiscal Officer v. Graff, Slip Opinion No. 2018-Ohio-3749.

In Mandamus. Writ granted in part and denied in part.

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

DeGenaro, J., not participating.

2017-0021. State v. Goff, Slip Opinion No. 2018-Ohio-3763.

Clinton App. No. CA2015-08-017, 2016-Ohio-7834. Judgment affirmed.

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

2017-0877. In re L.G., Slip Opinion No. 2018-Ohio-3750.

Montgomery App. No. 27296, 2017-Ohio-2781. Cause dismissed as having been improvidently accepted.

O'Connor, C.J., and Fischer, DeWine, and DeGenaro, JJ., concur.

O'Donnell, J., dissents, with an opinion joined by French, J.

Kennedy, J., dissents.

MOTION AND PROCEDURAL RULINGS

2014-0273. State v. Clinton.

Erie C.P. No. 2012-CR-383. On appellant's motion for stay of execution of death sentence pending disposition of available state remedies. Motion granted. Stay shall

remain in effect until exhaustion of all state postconviction proceedings, including any appeals.

2014-1862. State v. Myers.

Warren C.P. No. 14CR29826. On appellant's motion for appointment of Elizabeth Arrick as counsel. Motion granted. Elizabeth Arrick is appointed to represent appellant for the purpose of filing an application for reopening pursuant to S.Ct.Prac.R. 11.06.

2018-1265. State v. Kirkland.

Hamilton C.P. No. B 0901629. On appellant's motion for stay of execution. Motion granted. No execution date shall be set while this appeal is pending.

DISCIPLINARY CASES

2017-1823. Disciplinary Counsel v. Simmonds.

On certification of default. Rasheed Asani Simmonds, Attorney Registration No. 0067797, last known address in Cincinnati, Ohio, indefinitely suspended from the practice of law.

2018-0258. Cincinnati Bar Assn. v. Jackson.

On February 12, 2018, the Board of Professional Conduct filed a final report in the office of the clerk of this court pursuant to Gov.Bar R. V(16), in which the board accepted the agreement entered into by relator, Cincinnati Bar Association, and respondent, Kory Akin Jackson. The agreement set forth the misconduct and the agreed, recommended sanction of a public reprimand. The board recommended that the agreement be accepted. The court issued an order waiving the issuance of a show-cause order, and this matter was submitted to the court on the report and record filed by the board.

It is hereby ordered by the court that the recommended sanction is rejected. It is further ordered that pursuant to Gov.Bar R. V(17)(D), this cause is remanded to the Board of Professional Conduct for further proceedings, including consideration of payment of full restitution and a more appropriate sanction based on this court's precedent. Proceedings before this court in this case are stayed until further order of this court. Costs to abide final determination of the case.

Kennedy, French, and DeWine, JJ., dissent.

2018-1135. In re Resignation of Chuparkoff.

On application for retirement or resignation of Mark Andrew Chuparkoff, Attorney Registration No. 0071982, last known business address in Akron, Ohio. Resignation accepted with disciplinary action pending.

O'Donnell and DeGenaro, JJ., dissent.

2018-1138. In re Resignation of Scudder.

On application for retirement or resignation of Steven C. Scudder, Attorney Registration No. 0044134, last known business address in Centerville, Ohio. Resignation accepted with disciplinary action pending.

2018-1147. In re Resignation of Verkhlin.

On application for retirement or resignation of Mark Immanuel Verkhlin, Attorney Registration No. 0083203, last known business address in Tallmadge, Ohio. Resignation accepted with disciplinary action pending.

O'Donnell, Fischer, and DeGenaro, JJ., dissent.

2018-1151. In re Resignation of Thomas.

On application for retirement or resignation of Lawrence Russell Thomas III, Attorney Registration No. 0072340, last known business address in Hamilton, Ohio. Resignation accepted with disciplinary action pending.

2018-1178. Disciplinary Counsel v. Tinch.

On certification of default. William Matthew Tinch, Attorney Registration No. 0088418, last known business address in Franklin, Ohio, suspended from the practice of law for an interim period.