

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

December 27, 2018

[Cite as *12/27/2018 Case Announcements*, 2018-Ohio-5230.]

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## MERIT DECISIONS WITH OPINIONS

**2017-0186. *State v. Dunson*, Slip Opinion No. 2018-Ohio-5213.**

Montgomery App. No. 26990, 2016-Ohio-8365. Judgment reversed.

O'Donnell, Kennedy, Fischer, DeWine, and DeGenaro, JJ., concur.

O'Connor, C.J., and French, J., dissent for the reasons stated in the dissenting opinion of French, J., in *State v. Braden*, \_\_\_ Ohio St.3d \_\_\_, 2018-Ohio-5079, \_\_\_ N.E.3d \_\_\_, and would address the accepted proposition of law.

**2017-0412. *In re Application of Black Fork Wind Energy, L.L.C.*, Slip Opinion No. 2018-Ohio-5206.**

Power Siting Board, No. 10-2865-EL-BGN. Orders reversed and cause remanded.

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

Kennedy, J., concurs, with an opinion joined by DeWine, J.

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

**2017-0655. *Great Lakes Bar Control, Inc. v. Testa*, Slip Opinion No. 2018-Ohio-5207.**

Board of Tax Appeals, No. 2016-34. Decision affirmed.

Kennedy, French, DeWine, and DeGenaro, JJ., concur.

O'Donnell, J., concurs in judgment only, and would affirm the decision of the Board of Tax Appeals for the reasons stated in its decision.

Fischer, J., concurs in judgment only.

O'Connor, C.J., dissents, with an opinion.

**2017-1352. Yanega v. Cuyahoga Cty. Bd. of Revision, Slip Opinion No. 2018-Ohio-5208.**

Board of Tax Appeals, No. 2016-1585. Decision affirmed in part and reversed in part.

Kennedy, French, Fischer, DeWine, and DeGenaro, JJ., concur.

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

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

**2017-1547 and 2017-1701. State v. Cupp, Slip Opinion No. 2018-Ohio-5211.**

Geauga App. No. 2016-G-0097, 2017-Ohio-7948. Judgment reversed.

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

Fischer and DeGenaro, JJ., concur in syllabus and judgment only.

Kennedy, J., dissents, with an opinion.

French, J., dissents, with an opinion.

DeWine, J., dissents, with an opinion.

**2018-0254. Disciplinary Counsel v. Karp, Slip Opinion No. 2018-Ohio-5212.**

On Certified Report by the Board of Professional Conduct, No. 2017-023. Harlan Daniel Karp, Attorney Registration No. 0042411, last known address in Cleveland, Ohio, suspended from the practice of law for two years, with 18 months stayed on conditions.

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

Fischer and DeGenaro, JJ., concur but would require practice monitoring as a condition of the 18-month stay.

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

Kennedy, J., dissents, with an opinion.

**2018-0449. State v. Johnson, Slip Opinion No. 2018-Ohio-5214.**

Williams App. No. WM-16-008, 2018-Ohio-527. Cause dismissed as having been improvidently accepted.

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

O'Connor, C.J., dissents and would order briefing.