

# The Supreme Court of Ohio

---

## CASE ANNOUNCEMENTS

May 26, 2020

[Cite as *05/26/2020 Case Announcements, 2020-Ohio-3018.*]

---

## MERIT DECISIONS WITHOUT OPINIONS

**2020-0460. *State ex rel. Farley v. Wainwright.***

In Habeas Corpus. Sua sponte, cause dismissed.

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

## MOTION AND PROCEDURAL RULINGS

**2020-0455. *State v. Smith.***

Franklin App. No. 18AP-525, 2019-Ohio-5199. On motion for leave to file delayed appeal. Motion denied.

Donnelly and Stewart, JJ., dissent.

French, J., not participating.

**2020-0457. *State v. Delgadillo-Banuelos.***

Franklin App. No. 18AP-729, 2019-Ohio-4174. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

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

**2020-0477. *State v. Brown.***

Franklin App. No. 19AP-40, 2019-Ohio-4753. On motion for leave to file delayed appeal. Motion denied.

Donnelly and Stewart, JJ., dissent.

## APPEALS ACCEPTED FOR REVIEW

### **2020-0197. Senterra, Ltd. v. Winland.**

Belmont App. No. 18 BE 0051, 2019-Ohio-5458. Appeal accepted on proposition of law No. I and cross-appeal accepted. Appeal and cross-appeal held for the decision in 2019-1494, *West v. Bode*.

Kennedy, Fischer, and Stewart, JJ., would accept the appeal on all propositions of law.

French, J., would not accept the appeal.

Donnelly, J., would not accept the cross-appeal.

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

### **2020-0206. Scott v. Durrani.**

Hamilton App. No. C-1800641. Appeal accepted and cross-appeal not accepted.

O'Connor, C.J., and French and Stewart, JJ., would hold the appeal for the decision in 2019-1560, *Wilson v. Durrani*.

Donnelly, J., would not accept the appeal.

Fischer and DeWine, JJ., not participating.

## APPEALS NOT ACCEPTED FOR REVIEW

### **2020-0115. State v. Morris.**

Summit App. No. 29419, 2019-Ohio-5404.

### **2020-0125. State v. Gazaway.**

Butler App. No. CA2018-12-236, 2019-Ohio-5164.

### **2020-0178. State v. Bradley.**

Montgomery App. Nos. 28301 and 28302, 2019-Ohio-5009.

### **2020-0248. Ames v. Rootstown Twp. Bd. of Trustees.**

Portage App. No. 2019-P-0019, 2019-Ohio-5412. Appeal and cross-appeal not accepted.

French, J., would accept the appeal.

Kennedy and Fischer, JJ., dissent.

**2020-0326. State v. Taylor-Hollingsworth.**

Franklin App. No. 18AP-873, 2020-Ohio-278.

French, J., not participating.

**2020-0343. In re K.C.M.**

Fairfield App. No. 2019 CA 00008, 2019-Ohio-5182.

French, J., dissents.

**2020-0346. State v. Adkins.**

Fayette App. No. CA2019-03-004, 2020-Ohio-535.

**2020-0353. Hal v. Ohio Dept. of Edn.**

Franklin App. No. 18AP-301, 2019-Ohio-5081.

Donnelly, J., dissents.

French, J., not participating.

**2020-0355. State v. Hashi.**

Delaware App. No. 18 CAA 12 0097, 2020-Ohio-177.

Fischer, J., dissents and would accept the appeal on proposition of law No. III.

Donnelly, J., dissents and would accept the appeal on proposition of law No. IV.

**2020-0367. Pacific Indemn. Co. v. Deems.**

Franklin App. No. 19AP-349, 2020-Ohio-250.

Kennedy and Donnelly, JJ., dissent.

**2020-0371. State v. Henson.**

Fairfield App. No. 2019 CA 00017, 2020-Ohio-262.

**2020-0374. State v. Morgan.**

Williams App. No. WM-18-007, 2020-Ohio-292.

**2020-0381. State v. E.T.**

Franklin App. No. 17AP-828, 2019-Ohio-1204.

French and Donnelly, JJ., dissent.

**2020-0399. U.S. Bank Natl. Assn. v. O'Malley.**

Cuyahoga App. No. 108191, 2019-Ohio-5340.

French, J., dissents and would accept the appeal on proposition of law No. I.

Donnelly, J., dissents.

**2020-0435. State v. Hill.**

Lucas App. No. L-20-1038.

**2020-0439. State v. Thomson.**

Clark App. No. 2018-CA-135, 2020-Ohio-600.

**2020-0446. State v. Miller.**

Geauga App. No. 2019-G-0226, 2020-Ohio-871.

Donnelly, J., dissents and would appoint counsel.

**2020-0476. State v. Williams.**

Montgomery App. No. 27919, 2019-Ohio-4105.

**2020-0478. State v. Harmon.**

Franklin App. No. 18AP-965, 2020-Ohio-590.

French, J., not participating.

**2020-0484. State v. Tubbs.**

Mahoning App. No. 18 MA 0094, 2020-Ohio-730.

**2020-0486. Habibi v. Univ. of Toledo.**

Franklin App. No. 19AP-583, 2020-Ohio-766.

French, J., not participating.

**2020-0492. State v. McGill.**

Cuyahoga App. No. 108469, 2020-Ohio-575.

**2020-0506. State v. Taylor.**

Lake App. No. 2019-L-076, 2020-Ohio-865.

**RECONSIDERATION OF PRIOR DECISIONS**

**2019-1194. State ex rel. Russell v. Klatt.**

Franklin App. No. 19AP-264. Reported at \_\_ Ohio St.3d \_\_, 2020-Ohio-875, \_\_ N.E.3d \_\_. On motion for reconsideration. Motion denied. Appellant's motion to amend motion for reconsideration denied.

**2019-1662. Howard v. Mgt. & Training Corp.**

Marion App. No. 9-19-40, 2019-Ohio-4408. Reported at 158 Ohio St.3d 1410, 2020-Ohio-518, 139 N.E.3d 932. On motion for reconsideration. Motion denied. Appellant's motion to remand denied.

Donnelly, J., dissents and would grant the motion for reconsideration and would accept the appeal on proposition of law No. II.

**DISCIPLINARY MATTERS**

**2020-0471. Disciplinary Counsel v. Gibbons and Jenkins.**

On Certified Report by the Board of Professional Conduct, No. 2019-051. John Brendan Gibbons, Attorney Registration No. 0027294, last known business address in Cleveland, Ohio, suspended from the practice of law for six months, fully stayed on condition. James Allen Jenkins, Attorney Registration No. 0005819, last known business address in Cleveland, Ohio, publicly reprimanded.

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

Donnelly, J., not participating.