

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

February 6, 2020

[Cite as *02/06/2020 Case Announcements, 2020-Ohio-373.*]

MERIT DECISIONS WITH OPINIONS

2018-1299. Columbus City Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision, Slip Opinion No. 2020-Ohio-353.

Board of Tax Appeals, No. 2016-414. Decision affirmed.

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

Fischer, J., concurs in judgment only.

2019-0704. State ex rel. Ames v. Summit Cty. Court of Common Pleas, Slip Opinion No. 2020-Ohio-354.

Summit App. No. 29311. Appeal dismissed.

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

2019-1374. Mahoning Cty. Bar Assn. v. Rauzan and Wagner, Slip Opinion No. 2020-Ohio-355.

On Certified Report by the Board of Professional Conduct, No. 2018-040. Andrew William Rauzan, Attorney Registration No. 0090084, last known business address in Struthers, Ohio, suspended from the practice of law for six months, fully stayed on condition. Carol Clemente Wagner, Attorney Registration No. 0039798, last known business address in Struthers, Ohio, publicly reprimanded.

Kennedy, French, DeWine, Donnelly, and Stewart, JJ., concur.

O'Connor, C.J., and Fischer, J., concur in part and dissent in part and would impose a conditionally stayed 12-month suspension on Rauzan, in accordance with *Columbus Bar Assn. v. McCord*, 150 Ohio St.3d 81, 2016-Ohio-3298, 79 N.E.3d 81.

MOTION AND PROCEDURAL RULINGS

2018-0538. Disciplinary Counsel v. Mason.

On application for reinstatement by respondent, Thomas Locke Mason, Attorney Registration No. 0041663, last known business address in Ashland, Ohio. Application denied.

2019-1620. Watkins v. Mgt. & Training Corp.

Marion App. No. 9-19-38. On appellant's motion to remand. Motion denied as moot.

2019-1809. Avery v. Wooten.

In Mandamus. On notice of filing of notice of removal to the United States District Court of the Southern District of Ohio, Eastern Division. Cause stayed pending the federal court's determination. The parties shall notify this court immediately upon conclusion of the federal-court proceedings.

2020-0100. State v. Barnhart.

Erie App. No. E-18-046, 2019-Ohio-5002. On appellee's motion to strike. Motion granted in part. The notice of appeal and memorandum in support of jurisdiction filed in this case indicate they were filed by "Peter Barnhart." S.Ct.Prac.R. 2.01(A)(1)(b) states that "[o]nly persons who are attorneys qualified pursuant to division (A)(1)(a) of this rule may file documents on behalf of another person or entity." The records of the Office of Attorney Services of the Supreme Court reveal that there is no registered Ohio attorney named Peter Barnhart nor is there an out-of-state attorney registered for pro hac vice status with the name Peter Barnhart.

Sua sponte, the name Peter Barnhart is stricken from all documents filed in case No. 2020-0100. Peter Barnhart is prohibited from filing any documents in this case or any other case on behalf of Paul M. Barnhart or any other person or entity. The clerk's office shall forward copies of the documents in this case to the Board on the Unauthorized Practice of Law for investigation and review as it deems appropriate.

Appellant, Paul M. Barnhart, shall file an amended notice of appeal and amended memorandum in support of jurisdiction, either pro se or with assistance of an attorney qualified pursuant to S.Ct.Prac.R. 2.01(A)(1)(a), within 30 days or this case shall be dismissed.

MISCELLANEOUS DISMISSALS

2019-1450. State v. Gunnels.

Cuyahoga App. No. 107351, 2019-Ohio-2822. Appellant has not filed a memorandum in support of jurisdiction, due January 30, 2020, 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. Cause dismissed.

2019-1495. State v. Williams.

Lucas App. No. L-19-1174. Appellant has not filed a memorandum in support of jurisdiction, due January 30, 2020, 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. Cause dismissed.

2019-1499. State v. Wiley.

Cuyahoga App. No. 107417, 2019-Ohio-3092. Appellant has not filed a memorandum in support of jurisdiction, due January 30, 2020, 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. Cause dismissed.

2019-1673. State ex rel. Davis v. Bur. of Sentence Computation & Mgt.

Franklin App. No. 18AP-957, 2019-Ohio-4571. Appellant has not filed a merit brief, due January 27, 2020, 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. Cause dismissed.