

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 22, 2020

[Cite as *12/22/2020 Case Announcements*, 2020-Ohio-6825.]

MERIT DECISIONS WITH OPINIONS

2018-1243 and 2018-1315. *State v. Taylor*, Slip Opinion No. 2020-Ohio-6786.

Montgomery App. No. 27700, 2018-Ohio-2858. Judgment reversed and trial-court order vacated in part.

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

DeWine, J., concurs in part and dissents in part, with an opinion joined by Kennedy, J.

Donnelly, J., concurs in part and dissents in part, with an opinion joined by Stewart, J.

2019-0222. *Wildcat Drilling, L.L.C. v. Discovery Oil & Gas, L.L.C.*, Slip Opinion No. 2020-Ohio-6821.

Mahoning App. No. 17 MA 0018, 2018-Ohio-4015. Judgment reversed and cause remanded.

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

Kennedy, J., concurs in judgment only in part and dissents in part, with an opinion.

Fischer, J., dissents, with an opinion joined by DeWine, J.

Donnelly, J., dissents, with an opinion.

2019-0267. Total Quality Logistics, L.L.C. v. JK & R Express, L.L.C., Slip Opinion No. 2020-Ohio-6816.

Clermont App. No. CA2018-05-034, 2019-Ohio-20. Judgment reversed and cause remanded.

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

Kennedy, J., concurs in judgment only, with an opinion.

Fischer, J., concurs in judgment only in part and dissents in part, with an opinion joined by DeWine, J.

Donnelly, J., dissents, with an opinion.

2019-0420 and 2019-0421. In re Adoption of Y.E.F., Slip Opinion No. 2020-Ohio-6785.

Delaware Nos. 18 CAF 09 0069, 2019-Ohio-448, and 18 CAF 09 0070, 2019-Ohio-449. Judgment reversed and cause remanded.

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

Fischer, J., concurs in judgment only.

DeWine, J., dissents, with an opinion joined by Stewart, J.

2019-0655. State v. Patrick, Slip Opinion No. 2020-Ohio-6803.

Mahoning App. No. 17 MA 0091, 2019-Ohio-1189. Judgment reversed and cause remanded.

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

Donnelly, J., concurs, with an opinion.

Kennedy, J., concurs in part and dissents in part, with an opinion joined by DeWine, J.

Fischer, J., concurs in part II(A) and dissents from parts II(B) and III.

2019-0838. Columbia Gas Transm., L.L.C. v. Ohio Valley Coal Co., Slip Opinion No. 2020-Ohio-6787.

Franklin App. No. 17AP-413, 2019-Ohio-1004. Judgment reversed and trial court's judgment reinstated.

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

French, J., concurs in judgment only.

2019-0898. Cincinnati v. Fourth Natl. Realty, L.L.C., Slip Opinion No. 2020-Ohio-6802.

Hamilton App. Nos. C-180156 and C-180174, 2019-Ohio-1868. Judgment affirmed and cause remanded.

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

Kennedy, J., concurs in judgment only, with an opinion.

Piper, J., concurs in judgment only, with an opinion.

Donnelly, J., concurs, with an opinion.

Klatt, J., dissents, with an opinion.

Robin N. Piper III, J., of the Twelfth District Court of Appeals, sitting for Fischer, J.

William A. Klatt, J., of the Tenth District Court of Appeals, sitting for DeWine, J.

2019-1103. State v. Kinney, Slip Opinion No. 2020-Ohio-6822.

Belmont App. No. 18 BE 11, 2019-Ohio-2704. Judgment reversed and cause remanded for further proceedings consistent with our opinion in *State v. Patrick*, __ Ohio St.3d __, 2020-Ohio-6803, __ N.E.3d __.

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

Kennedy, J., dissents and would dismiss the appeal as having been improvidently accepted.

Fischer, J., dissents, with an opinion joined by DeWine, J.

2019-1674. State v. Turner, Slip Opinion No. 2020-Ohio-6773.

Clermont App. No. CA2018-11-082, 2019-Ohio-3950. Judgment reversed and cause remanded.

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

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

MOTION AND PROCEDURAL RULINGS

2020-0423. Ohio State Bar Assn. v. Timberwolf Litigation & Research Servs., L.L.C.

On relator's motion to show cause why respondent should not be held in contempt (second offense) and motion for sanctions. Motion to show cause why respondent should not be held in contempt granted. Respondent found in contempt. Motion for sanctions granted. Respondent shall pay relator \$250 within 30 days.

2020-1075. In re Application of Quast.

On respondent's motion to seal the record. Motion granted. The record in this case and the report of the board shall be maintained permanently under seal.

2020-1120. State ex rel. Ames v. Portage Cty. Bd. of Commrs.

Portage App. No. 2019-P-0125, 2020-Ohio-4359. On appellant's motion for leave to amend merit brief. Motion granted. Appellant may file an amended brief within five days. Appellee shall not file an amended brief in response.

DISCIPLINARY CASES

2020-0461. Warren Cty. Bar Assn. v. Moorman.

On certification of default. Gabriel Phillip Moorman, Attorney Registration No. 0086717, last known address in Lebanon, Ohio, indefinitely suspended from the practice of law.

2020-1472. In re Resignation of Palombaro.

On application for retirement or resignation of Albert Alex Palombaro, Attorney Registration No. 0016727, last known business address in Boardman, Ohio. Resignation accepted with disciplinary action pending.

MISCELLANEOUS DISMISSALS

2020-1430. State ex rel. Tokar v. State Emp. Relations Bd.

In Mandamus. On application for dismissal of Laurie Dunlap, Ph.D., Eran Rubin, Ph.D., and R. Ray Gehani, Ph.D. Application granted as to these relators' claims. The cause remains pending against all other parties and on all other claims.

MEDIATION MATTERS

Pursuant to R.C. 2710.06(B)(1), the court has been notified that the parties to this case have reached a settlement. The case is returned to the regular docket under S.Ct.Prac.R. 19.01. Relator shall file either an application for dismissal or a notice of failure of settlement within 60 days. The case will be dismissed for want of prosecution if an application for dismissal or a notice of failure of settlement is not filed within 60 days.

2020-0188. State ex rel. Blackshear v. Schilling.

In Mandamus.