

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

January 22, 2021

[Cite as *01/22/2021 Case Announcements, 2021-Ohio-106.*]

MERIT DECISIONS WITHOUT OPINIONS

2020-1419. *Gonzalez v. Adams.*

In Habeas Corups. Sua sponte, cause dismissed.

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

2020-1450. *Cline v. Ohio Dept. of Rehab & Corr.*

In Habeas Corpus. Sua sponte, cause dismissed.

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

2020-1463. *El Bey v. Belmont Corr. Inst.*

In Habeas Corpus. Sua sponte, cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

2020-1371. *State v. Cleavenger.*

Summit App. No. 29710. On motion for leave to file delayed appeal due to COVID-19. Motion denied.

Donnelly, J., dissents.

2020-1396. State v. Perkins.

Cuyahoga App. No. 108086, 2020-Ohio-3658. 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 Kennedy, J., dissent.

2020-1400. State v. Downey.

Fairfield App. Nos. 20-CA-03, 19-CA-29, and 19-CA-36. 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 Brunner, J., dissent.

2020-1428. State v. Mann.

Trumbull App. No. 2020-T-0045, 2020-Ohio-4644. On motion for leave to file delayed appeal. Motion denied.

APPEALS ACCEPTED FOR REVIEW

2020-1131. M.R. v. Niesen.

Hamilton App. No. C-200302, 2020-Ohio-4368. Appeal accepted on proposition of law No. I. Appellee's motion to dismiss appeal for lack of appealable order denied.

DeWine and Donnelly, JJ., would accept the appeal on both propositions of law.

Kennedy and Stewart, JJ., dissents and would not accept the appeal.

Fischer, J., dissents and would not accept the appeal and would deny the motion as moot.

2020-1304. State v. Burroughs.

Marion App. No. 9-19-91, 2020-Ohio-4417.

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

2020-1317. State v. Golsby.

Franklin App. No. 18AP-322, 2020-Ohio-4651. Sua sponte, cause held for the decision in 2019-1381, *State v. Garrett*.

Kennedy, DeWine, and Donnelly, JJ., dissent.

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

2020-1326. Beachwood City School Dist. Bd. of Edn. v. Warrensville Hts. City School Dist. Bd. of Edn.

Cuyahoga App. No. 108253, 2020-Ohio-4459.

Kennedy, DeWine, and Stewart, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2020-1022. State v. Hudson.

Shelby App. No. 17-20-05.

2020-1038. State v. Stuart.

Lake App. No. 2018-L-145, 2020-Ohio-3239.

2020-1138. State v. Redden.

Ashland App. No. 19-COA-026, 2020-Ohio-878.

2020-1145. State v. Heckathorn.

Columbiana App. No. 19 CO 0004, 2020-Ohio-1107.

2020-1156. Jindal Builders & Restoration Corp. v. Cincinnati Metro. Hous. Auth.

Hamilton App. No. C-190217, 2020-Ohio-4043. Appeal and cross-appeal not accepted.

Fischer, J., dissents and would accept the appeal on proposition of law Nos. I and II.

Donnelly, J., dissents.

2020-1168. State v. Harris.

Muskingum App. No. CT2019-0075.

2020-1190. State v. Doogs.

Wyandot App. No. 16-19-08, 2020-Ohio-3769.

2020-1225. State v. Jones.

Butler App. Nos. CA2019-01-006 and CA2019-01-008, 2020-Ohio-2672.

2020-1268. State v. Floyd.

Trumbull App. No. 2020-T-0003, 2020-Ohio-1339.

2020-1286. State v. Miller.

Hamilton App. No. C-200275.

2020-1291. State v. Stoutamire.

Trumbull App. No. 2020-T-0018, 2020-Ohio-4533.

2020-1297. State v. O'Connor.

Montgomery App. No. 28259, 2020-Ohio-4402.

2020-1307. DeGrant v. DeGrant.

Geauga App. No. 2020-G-0259, 2020-Ohio-4425.

2020-1308. State v. Stewart.

Franklin App. No. 19AP-458, 2020-Ohio-4709.

Brunner, J., not participating.

2020-1312. State v. Gonzales.

Wood App. Nos. WD-19-068 and WD-19-069, 2020-Ohio-4495.

Brunner, J., not participating.

2020-1313. Roty v. Battelle Mem. Inst.

Franklin App. No. 18AP-956, 2020-Ohio-4389.

Brunner, J., not participating.

2020-1314. In re K.J.

Franklin App. No. 19AP-727, 2020-Ohio-4391.

2020-1315. State v. Parks.

Lake App. No. 2019-L-097, 2020-Ohio-4524.

2020-1319. Watson v. Ohio Med. Transport, L.L.C.

Hamilton App. No. C-190644.

2020-1321. In re Guardianship of Siman.

Cuyahoga App. No. 109586, 2020-Ohio-4472.

Fischer and Stewart, JJ., dissent.

2020-1322. State v. Long.

Hamilton App. No. C-190566, 2020-Ohio-4557.

Fischer and DeWine, JJ., not participating.

2020-1324. State v. Tyus.

Summit App. No. 29505, 2020-Ohio-4454.

Donnelly, J., dissents.

2020-1327. State v. Hogel.

Montgomery App. No. 28656, 2020-Ohio-4488.

Donnelly, J., dissents.

2020-1329. State v. Thacker.

Lawrence App. No. 18CA21, 2020-Ohio-4620.

2020-1331. State v. Reyes-Figueroa.

Cuyahoga App. No. 108609, 2020-Ohio-4460.

2020-1332. Longmire v. Danaci.

Franklin App. No. 19AP-770, 2020-Ohio-3704.

2020-1338. State v. Dumas.

Franklin App. No. 19AP-526, 2020-Ohio-4554.

Kennedy and DeWine, JJ., dissent.

2020-1343. Patterson v. Nationwide Truck Brokers, Inc.

Summit App. No. 29715, 2020-Ohio-4803.

Kennedy and Fischer, JJ., dissent.

2020-1344. State v. Gates.

Stark App. No. 2019 CA 00153, 2020-Ohio-4027.

DeWine and Donnelly, JJ., dissent.

2020-1350. LNV Corp. v. Kempffer.

Geauga App. No. 2019-G-0232, 2020-Ohio-4527.

2020-1351. State v. Deuble.

Cuyahoga App. No. 108814, 2020-Ohio-3970.

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

2020-1353. State v. Vinson.

Cuyahoga App. No. 107299, 2020-Ohio-940.

Donnelly, J., dissents.

2020-1355. State v. Peterson.

Franklin App. No. 19AP-595, 2020-Ohio-4579.

2020-1357. Curry v. Mansfield.

Richland App. No. 2020 CA 00005.

2020-1359. State v. Simpson.

Montgomery App. No. 28558, 2020-Ohio-2961.

2020-1367. State v. Hodges.

Mahoning App. No. 2018 MA 0091.

2020-1369. 3717 E. Cleveland Rd., L.L.C. v. Berlin Twp. Zoning Bd. of Appeals.

Erie App. No. E-19-049, 2020-Ohio-4604.

Kennedy, J., dissents.

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

2020-1370. State v. Yukon.

Mahoning App. No. 20 MA 0005, 2020-Ohio-4738.

2020-1372. State v. Poteet.

Columbiana App. No. 19 CO 0030, 2020-Ohio-4732.

2020-1373. Starner v. Johnson.

Franklin App. No. 19AP-635, 2020-Ohio-4580.

Fischer, J., dissents.

Brunner, J., not participating.

2020-1374. Jonas v. Durrani.

Hamilton App. No. C-180457, 2020-Ohio-3787.

Stewart, J., dissents.

Fischer and DeWine, JJ., not participating.

2020-1375. Carr v. Durrani.

Hamilton App. No. C-180458, 2020-Ohio-3787.

Donnelly, Stewart, and Brunner, JJ., dissent.

W. Scott Gwin, J., of the Fifth District Court of Appeals, sitting for Fischer, J.

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

2020-1376. State v. Harris.

Mahoning App. No. 19 MA 0052, 2020-Ohio-4736.

2020-1377. State v. R.L.R.

Franklin App. No. 18AP-971, 2020-Ohio-4577.

2020-1378. Curry v. Mansfield.

Richland App. No. 2020 CA 00005.

2020-1384. State v. Kalna.

Mahoning App. No. 18 MA 0133, 2020-Ohio-5016.

2020-1385. In re A.F.

Defiance App. No. 4-20-06, 2020-Ohio-4622.

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

2020-1386. State v. Partin.

Butler App. No. CA2019-05-079, 2020-Ohio-4624.

2020-1408. State v. Hughley.

Cuyahoga App. No. 108771, 2020-Ohio-4741.

2020-1412. State v. Haynie.

Muskingum App. No. CT2020-0012.

2020-1427. State v. Hill.

Cuyahoga App. No. 109656, 2020-Ohio-5190.

2020-1445. State v. Tewell.

Cuyahoga App. No. 108019, 2020-Ohio-5010.