

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

June 21, 2022

[Cite as *06/21/2022 Case Announcements, 2022-Ohio-2047.*]

MERIT DECISIONS WITHOUT OPINIONS

2022-0012. Blair v. Hamilton Cty. Detention Jail Facility Ctr.

In Habeas Corpus. On relator's motion of default. Motion denied. Sua sponte, cause dismissed.

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

2022-0478. Henry v. State.

In Habeas Corpus. Sua sponte, cause dismissed.

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

2022-0481. Appenzeller v. Bracy.

In Habeas Corpus. Sua sponte, cause dismissed.

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

2022-0508. Clark v. Grice.

In Habeas Corpus. Sua sponte, cause dismissed.

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

2022-0646. McDonald v. Black.

In Habeas Corpus. Sua sponte, writ allowed. Allowing the writ means only that a return is ordered. *See Reed v. Kinkela*, 84 Ohio St. 3d 1427, 702 N.E.2d 903

(1998); *Hernandez v. Kelly*, 107 Ohio St.3d 1430, 2005-Ohio-6400, 838 N.E.2d 670. Respondent shall file a return of writ within 21 days of the date of service of the petition, and petitioner may file a response within 10 days after the return is filed. Petitioner's physical presence before the court is not required.

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

MOTION AND PROCEDURAL RULINGS

2022-0443. State v. Jones.

Jackson App. No. 20CA9, [2022-Ohio-561](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

2022-0464. State v. Groves.

Scioto App. No. 20CA3904, [2022-Ohio-443](#). 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.

2022-0483. State v. Brown.

Lucas App. No. L-20-1110, [2021-Ohio-4034](#). On motion for leave to file delayed appeal. Motion denied.

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

APPEALS ACCEPTED FOR REVIEW

2022-0455. State v. Anderson.

Cuyahoga App. No. 110337, [2022-Ohio-689](#). Appeal accepted on proposition of law No. II. Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

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

Kennedy, DeWine, and Brunner, JJ., dissent.

2022-0468. State v. Taylor.

Cuyahoga App. No. 110286, [2022-Ohio-811](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0469. State v. Drewery.

Cuyahoga App. No. 109587, [2022-Ohio-838](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0470. State v. Aldridge.

Cuyahoga App. No. 110801, [2022-Ohio-828](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0471. State v. McCarver.

Cuyahoga App. No. 110327, [2022-Ohio-813](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0477. State v. Whittenburg.

Cuyahoga App. No. 109700, [2022-Ohio-803](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0480. State v. Sitgraves.

Cuyahoga App. No. 110566, [2022-Ohio-819](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0484. State v. Debose.

Cuyahoga App. No. 109531, [2022-Ohio-837](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

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

2022-0486. State v. Corrigan.

Cuyahoga App. No. 110484, [2022-Ohio-816](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0489. State v. Young.

Cuyahoga App. No. 109639, [2022-Ohio-799](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0490. State v. Patterson.

Cuyahoga App. No. 109529, [2022-Ohio-836](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0491. State v. Jackson.

Cuyahoga App. No. 110005, [2022-Ohio-807](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0492. State v. Cambria.

Cuyahoga App. No. 110823, [2022-Ohio-830](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0494. State v. Cambria.

Cuyahoga App. No. 110831, [2022-Ohio-831](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0498. State v. Tolliver.

Cuyahoga App. No. 110739, [2022-Ohio-826](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0499. State v. Gillespie.

Cuyahoga App. No. 109970, [2022-Ohio-805](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0500. State v. Houchens.

Cuyahoga App. No. 110004, [2022-Ohio-806](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0517. State v. Mitchell.

Cuyahoga App. No. 110702, [2022-Ohio-935](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0524. State v. Walker.

Cuyahoga App. No. 110839, [2022-Ohio-1404](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0537. State v. Primm.

Cuyahoga App. Nos. 110479 and 110480, [2022-Ohio-945](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0540. State v. Mitchell.

Cuyahoga App. No. 110582, [2022-Ohio-1063](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

Kennedy and DeWine, JJ., dissent.

2022-0542. State v. Durand.

Cuyahoga App. No. 110232, [2022-Ohio-1059](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0544. State v. Harris.

Cuyahoga App. No. 110635, [2022-Ohio-933](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0549. State v. Dudas.

Cuyahoga App. No. 110573, [2022-Ohio-931](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

APPEALS NOT ACCEPTED FOR REVIEW

2022-0333. State ex rel. Solid Rock Ministries Internatl. v. Monroe.

Warren App. No. CA2021-04-035, [2022-Ohio-431](#). Appellant's motion to stay denied.

Fischer and Brunner, JJ., would deny the motion as moot.

2022-0336. State v. Henderson.

Mahoning App. No. 21 MA 0017, [2022-Ohio-680](#).

2022-0339. Lima Mem. Hosp. v. Watamura.

Allen App. No. 1-21-24, [2022-Ohio-417](#).

2022-0342. Wilson v. Rose Metal Industries, Inc.

Cuyahoga App. No. 110461, [2021-Ohio-4518](#).

Donnelly, J., dissents.

2022-0359. In re T.D.S.

Cuyahoga App. No. 110471, [2022-Ohio-525](#).

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

2022-0361. State v. Wolters.

Guernsey App. No. 21CA000008, [2022-Ohio-538](#).

2022-0371. State v. Johnson.

Lucas App. No. L-21-1035, [2021-Ohio-4344](#).

2022-0373. Doe v. Cuyahoga Cty. Community College.
Cuyahoga App. No. 110590, [2022-Ohio-257](#).

2022-0377. Egbert v. Shamrock Towing, Inc.
Franklin App. No. 20AP-266, [2022-Ohio-474](#).

2022-0378. Powell v. Williams.
Cuyahoga App. No. 110536, [2022-Ohio-526](#).

2022-0379. Rummelhoff v. Rummelhoff.
Hamilton App. Nos. C-210112 and C-210176, [2022-Ohio-1224](#).

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

2022-0389. Medina ex rel. Jock v. Medina.
Medina App. No. 20CA0044-M, [2021-Ohio-4353](#).
Kennedy, J., not participating.

2022-0408. State v. Pitts.
Ottawa App. No. OT-21-019, [2022-Ohio-643](#).

2022-0423. State v. Cutright.
Ross App. No. 21CA3749, [2021-Ohio-4039](#).

2022-0426. In re Y.M.
Tuscarawas App. Nos. 2021 AP 09 0020 through 2021 AP 09 0023. Appellants' motion for sua sponte consideration in appellate review and motion to stay proceedings of adoption pending appeal denied.
Fischer, J., would deny the motions as moot.

2022-0427. In re J.A.
Hancock App. No. 5-21-20, [2022-Ohio-1132](#).

2022-0439. State v. King.
Stark App. No. 2021CA00140, [2022-Ohio-676](#).
Brunner, J., dissents and would accept the appeal on proposition of law No. II.

2022-0449. CR Hill, L.L.C. v. Westlake.

Cuyahoga App. No. 110610, [2022-Ohio-693](#).

2022-0487. In re S.W.

Hamilton App. No. C-210350, [2022-Ohio-854](#).

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

DeWine, J., not participating.

2022-0510. State v. Brand.

Hamilton App. No. C-210323, [2022-Ohio-1185](#).

Fischer and DeWine, JJ., not participating.

RECONSIDERATION OF PRIOR DECISIONS

2021-0224. Columbus Bar Assn. v. Bahan.

On Certified Report by the Board of Professional Conduct, No. 2019-065. Reported at __ Ohio St.3d __, [2022-Ohio-1210](#), __ N.E.3d __. On motion for reconsideration. Motion denied.

DeWine, J., dissents.

2021-1068. In re Application of Dayton Power & Light Co.

Public Utilities Commission, Nos. 08-1094-EL-SSO, 08-1095-EL-ATA, 08-1096-EL-AAM, and 08-1097-EL-UNC. Reported at 166 Ohio St.3d 1471, [2022-Ohio-1156](#), 185 N.E.3d 1106. On motion for reconsideration of Office of the Ohio Consumers' Counsel. Motion denied.

O'Connor, C.J., and Brunner, J., and would clarify that the appeal and cross-appeal were dismissed under the authority of *Senior Citizens Coalition v. Pub. Util. Comm.*, 40 Ohio St.3d 329, 533 N.E.2d 353 (1988).

2022-0097. Addleman v. O'Malley.

Cuyahoga App. No. 110173, [2021-Ohio-4429](#). Reported at 166 Ohio St.3d 1468, [2022-Ohio-1163](#), 185 N.E.3d 110. On motion for reconsideration. Motion denied.

2022-0100. In re Estate of Jenkins.

In Mandamus. Reported at 166 Ohio St.3d 1472, [2022-Ohio-1156](#), 185 N.E.3d 1103. On motion for reconsideration. Motion denied.

Fischer, J., dissents.