

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

March 24, 2006

[Cite as *03/24/2006 Case Announcements, 2006-Ohio-1349.*]

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## MOTION AND PROCEDURAL RULINGS

### **2005-1438. Cuyahoga Cty. Bd. of Commrs v. State.**

Cuyahoga App. No. 84305, 162 Ohio App.3d 6, 2005-Ohio-2821. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of appellee's motion for leave to participate in oral argument,

IT IS ORDERED by the court that the motion for leave is denied.

### **2006-0497. State ex rel. Gemienhardt v. Delaware Cty. Bd. of Elections.**

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus involving an expedited election matter. Upon consideration of relator's motion for interim relief,

IT IS ORDERED by the court that the motion is denied.

Lundberg Stratton and Lanzinger, JJ., dissent.

Resnick, J., not participating.

### **2006-0573. Smith v. Leis.**

Hamilton App. No. C-050857, 2005-Ohio-6090 and 2006-Ohio-450. This cause was filed as a discretionary appeal. Upon consideration of appellant's jurisdictional memorandum, it is determined by the court that this cause originated in the court of appeals and, therefore, should proceed as an appeal of right pursuant to S.Ct.Prac.R. II(1)(A)(1).

IT IS ORDERED by the court that the Clerk shall issue an order for the transmission of the record from the Court of Appeals for Hamilton County, and the parties shall brief this case in accordance with S.Ct.Prac.R. VI.