

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 17, 2009

[Cite as *09/17/2009 Case Announcements*, 2009-Ohio-4866.]

MERIT DECISIONS WITH OPINIONS

2006-0294 and 2006-0298. State v. Cramer, Slip Opinion No. 2009-Ohio-4760.

Marion App. No. 9-04-54, 164 Ohio App.3d 816, 2005-Ohio-6868. On remand from the Supreme Court of the United States. Sua sponte, judgment of the trial court vacated, and cause remanded to the trial court.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, and Lanzinger, JJ., concur.

Cupp, J., not participating.

2008-0748. State ex rel. Perrea v. Cincinnati Pub. Schools, Slip Opinion No. 2009-Ohio-4762.

In Mandamus. Writ denied.

Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, and Cupp, JJ., concur.

Moyer, C.J., and O'Connor, J., concur in part and dissent in part.

2009-0458. Disciplinary Counsel v. Yeager, Slip Opinion No. 2009-Ohio-4761.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 06-067. Martha V. Yeager, Attorney Registration No. 0041536, is indefinitely suspended from the practice of law in Ohio.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

2009-0466. Columbus Bar Assn. v. Kizer, Slip Opinion No. 2009-Ohio-4763.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 08-007. Tanya Johnston Kizer, Attorney Registration No. 0073402, is

suspended from the practice of law in Ohio for 18 months commencing September 17, 2008.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

MOTION AND PROCEDURAL RULINGS

1996-1956. State v. Reynolds.

Summit App. No. 16845. By entry filed June 17, 2009, this court ordered that appellant's sentence be carried into execution on Thursday, October 8, 2009. In order to facilitate this court's timely consideration of any matters relating to the execution of appellant's sentence,

It is ordered by the court that the Chief Justice may suspend application of any provisions of the Rules of Practice of the Supreme Court, including but not limited to the filing requirements imposed by S.Ct.Prac.R. XIV(1).

It is further ordered that service of documents as required by S.Ct.Prac.R. XIV(2) shall be personal, by facsimile transmission, or by email.

It is further ordered that counsel of record for the parties shall provide this court with a copy of any document relating to this matter that is filed in, or issued by, any other court in this state or any federal court, as well as any commutation, pardon, or warrant of reprieve issued by the governor. A copy of the document shall be delivered to the Office of the Clerk as soon as possible, either personally, by facsimile transmission, or by email.

DISCIPLINARY CASES

2006-1183. Disciplinary Counsel v. Griffith.

It is ordered by this court, sua sponte, that Curtis Griffith Jr., Attorney Registration No. 0030707, last known business address in New Lexington, Ohio, is found in contempt for failure to comply with this court's order of December 27, 2006, to wit: failure to pay board costs in the amount of \$140.09 on or before March 27, 2007.

2009-1444. Disciplinary Counsel v. O'Malley.

The Board of Commissioners on Grievances and Discipline filed a final report in the office of the Clerk of this court pursuant to BCGD Proc.Reg. 11(D), in which it accepted the agreement entered into by the relator, Disciplinary Counsel, and the respondent, Patrick Joseph O'Malley. The agreement set forth the misconduct and the agreed, recommended sanction of a twelve month suspension, effective retroactively to December 4, 2008. The board recommended that the agreement be

accepted. The court, sua sponte, issued an order waiving the issuance of a show cause order, and this matter was submitted to the court on the report and record filed by the board. Upon consideration thereof,

It is ordered by the court, sua sponte, that the agreed-upon sanction is rejected and this cause is remanded to the Board of Commissioners on Grievances and Discipline for further proceedings and findings. It is further ordered, sua sponte, that proceedings before this court in this case are stayed until further order of this court. Costs to abide final determination of the case.

It is further ordered, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings. All case documents are subject to Rules 44 through 47 of the Rules of Superintendence for the Courts of Ohio, which govern access to court records.