

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

July 13, 2012

[Cite as *07/13/2012 Case Announcements*, 2012-Ohio-3168.]

MOTION AND PROCEDURAL RULINGS

2011-1392. JNT Properties, L.L.C., v. Keybank, Natl. Assn.

Cuyahoga App. No. 95822, 2011-Ohio-3260. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County.

Upon consideration of appellant's motion to strike the notice of filing in the trial court of a voluntary dismissal of plaintiff's claims pursuant to Civ.R. 41(A)(1)(a), it is ordered by the court that the motion is granted. The trial court may not consider the notice of voluntary dismissal because "a notice of voluntary dismissal filed after the trial court enters summary judgment is of no force and effect and is a nullity." *State ex rel. Engelhart v. Russo*, 131 Ohio St.3d 137, 2012-Ohio-47, at ¶ 17.

2012-0415. State v. Forrest.

Franklin App. No. 11AP-291, 2012-Ohio-280. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

Upon consideration of appellee's motion for appointment of counsel, it is ordered by the court that the motion is granted, and the Ohio Public Defender's Office is appointed to represent appellee.

2012-0416. State v. Forrest.

Franklin App. No. 11AP-291, 2012-Ohio-938. This cause is pending before the court as a certified conflict from the Franklin County Court of Appeals.

Upon consideration of appellee's motion for appointment of counsel, it is ordered by the court that the motion is granted, and the Ohio Public Defender's Office is appointed to represent appellee.

DISCIPLINARY CASES

2012-0644. Disciplinary Counsel v. Schwartz.

Board of Commissioners on Grievances and Discipline, No. 11-008. This cause is pending before the court upon the filing by the Board of Commissioners on Grievances and Discipline of a report recommending that respondent, Robert Leon Schwartz, Attorney Registration No. 0000818, be permanently disbarred.

On June 15, 2012, relator, Disciplinary Counsel, filed a motion to strike exhibits 2 through 6 attached to respondent's objection to the board's report and recommendation. Respondent did not file a response.

In addition, on June 20, 2012, respondent filed a request for the court to dispense with oral argument. On June 22, 2012, relator filed a response to respondent's request.

Upon consideration thereof, it is ordered by this court that relator's motion to strike is granted, and attachments 2 through 6 to respondent's objections are stricken from the record.

It is further ordered by this court that respondent's request to dispense with oral argument is denied.