

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

September 28, 2012

[Cite as *09/28/2012 Case Announcements*, 2012-Ohio-4424.]

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## MERIT DECISIONS WITH OPINIONS

**2012-1356. State ex rel. JobsOhio v. Goodman, Slip Opinion No. 2012-Ohio-4425.**

In Mandamus. Cause dismissed and all pending motions denied.

O'Connor, C.J., and Lundberg Stratton, Lanzinger, and McGee Brown, JJ., concur.

Pfeifer and Cupp, JJ., dissent.

O'Donnell, J., not participating.

## MOTION AND PROCEDURAL RULINGS

**1988-0717. State v. Tyler.**

Cuyahoga App. No. 51696. This cause came on for further consideration upon appellee's motion to set date for execution.

Upon consideration thereof, it is ordered by the court that the motion is granted.

It is further ordered that Arthur Tyler's sentence be carried into execution by the warden of the Southern Ohio Correctional Facility, or in his absence, by the deputy warden on Wednesday, May 28, 2014, in accordance with the statutes so provided.

It is further ordered that a certified copy of this entry and a warrant under the seal of this court be duly certified to the warden of the Southern Ohio Correctional Facility and that said warden shall make due return thereof to the clerk of the Court of Common Pleas of Cuyahoga County.

**1989-0070. State v. Montgomery.**

Lucas App. No. L86395. This cause came on for further consideration upon appellee's motion to set execution date.

Upon consideration thereof, it is ordered by the court that the motion is granted.

It is further ordered that William T. Montgomery's sentence be carried into execution by the warden of the Southern Ohio Correctional Facility, or in his absence, by the deputy warden on Wednesday, August 6, 2014, in accordance with the statutes so provided.

It is further ordered that a certified copy of this entry and a warrant under the seal of this court be duly certified to the warden of the Southern Ohio Correctional Facility and that said warden shall make due return thereof to the clerk of the Court of Common Pleas of Lucas County.

**1998-1970. State v. Tibbetts.**

Hamilton C.P. No. B9708596. This cause came on for further consideration upon appellee's motion to set execution date.

Upon consideration thereof, it is ordered by the court that the motion is granted.

It is further ordered that Raymond Tibbetts's sentence be carried into execution by the warden of the Southern Ohio Correctional Facility, or in his absence, by the deputy warden on Wednesday, October 15, 2014, in accordance with the statutes so provided.

It is further ordered that a certified copy of this entry and a warrant under the seal of this court be duly certified to the warden of the Southern Ohio Correctional Facility and that said warden shall make due return thereof to the clerk of the Court of Common Pleas of Hamilton County.

**2012-0405. State v. Johnson.**

Hamilton C.P. No. B9708745. This cause is pending before the court as a death-penalty appeal from the Court of Common Pleas of Hamilton County.

Upon consideration of appellant's motion to supplement the record, it is ordered by the court that the motion is granted.

It is further ordered that the clerk of court for Hamilton County shall supplement the record with the jury questionnaires and the transcripts of the hearings held in the Hamilton County Court of Common Pleas on March 9, 2009, and April 1, 2009, in case No. B9708745, within 20 days of the date of this entry.

**2012-1589. Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.**

Medina App. Nos. 11CA0092-M and 11CA0093-M, 2012-Ohio-3525. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

It is ordered by the court, sua sponte, that this cause is consolidated with Supreme Court case No. 2012-1592, *Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.* The parties shall file two originals of all future documents filed in this case and include both case numbers on the cover page of the documents, but they shall only file the appropriate number of copies for a document that are required for a single case.

**2012-1592. Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.**

Medina App. Nos. 11CA0092-M and 11CA0093-M, 2012-Ohio-3525. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

It is ordered by the court, sua sponte, that this cause is consolidated with Supreme Court case No. 2012-1589, *Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.* The parties shall file two originals of all future documents filed in this case and include both case numbers on the cover page of the documents, but they shall only file the appropriate number of copies for a document that are required for a single case.