

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

December 5, 2012

[Cite as *12/05/2012 Case Announcements*, 2012-Ohio-5628.]

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## MERIT DECISIONS WITH OPINIONS

**2011-0170. U.S. Bank Natl. Assn. v. Perry, Slip Opinion No. 2012-Ohio-5497.**

Cuyahoga App. No. 94757, 2010-Ohio-6171. Judgment affirmed.

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

**2011-1182. In re R.A., Slip Opinion No. 2012-Ohio-5500.**

Hamilton App. No. C-100635. Judgment affirmed.

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

Pfeifer, J., dissents.

**2011-1581. IndyMac Fed. Bank, F.S.B. v. OTM Invests., Inc., Slip Opinion No. 2012-Ohio-5496.**

Medina App. No. 10CA0056-M, 2011-Ohio-3742. Judgment reversed and cause remanded.

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

**2011-1693 and 2011-1694. Washington Mut. Bank, F.A. v. Wallace, Slip Opinion No. 2012-Ohio-5495.**

Warren App. No. CA2010-10-103, 2011-Ohio-4174. The certified conflict question is answered in the negative. Judgment reversed and cause remanded.

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

**2011-2104. Bank of Am., Natl. Assn. v. Jimenez, Slip Opinion No. 2012-Ohio-5499.**

Delaware App. No. 2011CAE050046, 2011-Ohio-5606. Judgment reversed and cause remanded.

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

**2012-0867. Fifth Third Mtge. Co. v. Bihn, Slip Opinion No. 2012-Ohio-5494.**

Montgomery App. No. 24691, 2012-Ohio-637. Judgment reversed and cause remanded.

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

McGee Brown, J., not participating.

**2012-0897. Bank of New York v. Blanton, Slip Opinion No. 2012-Ohio-5498.**

Clermont App. No. CA2011-03-019, 2012-Ohio-1597. Cause dismissed as having been improvidently accepted.

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

## **MISCELLANEOUS DISMISSALS**

**2012-1668. State ex rel. Gilcreast v. Bunting.**

Marion App. No. 9-12-44. This cause is pending before the court as an appeal from the Court of Appeals for Marion County. The records of this court indicate that appellant has not filed a merit brief, due November 26, 2012, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence.

Upon consideration thereof, it is ordered by the court that this cause is dismissed.