

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 23, 2014

[Cite as *10/23/2014 Case Announcements*, 2014-Ohio-4664.]

MERIT DECISIONS WITH OPINIONS

2013-0984. Independence v. Office of the Cuyahoga Cty. Executive, Slip Opinion No. 2014-Ohio-4650.

Cuyahoga App. No. 97167, 2013-Ohio-1336. Judgment affirmed.

O'Connor, C.J., and Pfeifer, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

O'Donnell, J., dissents.

2013-1426. Cincinnati City School Dist. Bd. of Edn. v. Testa, Slip Opinion No. 2014-Ohio-4647.

Board of Tax Appeals, No. 2012-Q-1047. Decision affirmed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, and French, JJ., concur.

O'Neill, J., dissents.

2013-1980. Disciplinary Counsel v. Cicero, Slip Opinion No. 2014-Ohio-4639.

Board of Commissioners on Grievances and Discipline, No. 2013-002. Christopher Thomas Cicero, Attorney Registration No. 0039882, is indefinitely suspended from the practice of law.

Pfeifer, O'Donnell, Kennedy, French, and O'Neill, JJ., concur.

O'Connor, C.J., and Lanzinger, J., dissent.

2013-1574. Fondessy v. Simon, Slip Opinion No. 2014-Ohio-4638.

Ottawa App. No. OT-11-041, 2013-Ohio-3465. Certification of conflict dismissed as having been improvidently certified.

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

Kennedy, French, and O'Neill, JJ., dissent.

MOTION AND PROCEDURAL RULINGS

2014-1123. State ex rel. Lucas Cty. Republican Party Executive Commt. v. Husted.

In Mandamus. Upon consideration of relator's motion to enlarge the period to file evidence, it is ordered by the court that the motion is granted and the time for filing evidence is hereby extended to November 10, 2014. Relator shall file a brief within 10 days of the filing of the evidence; respondent shall file a brief within 20 days after the filing of relator's brief; and relator may file a reply brief within 7 days after the filing of respondent's brief.

DISCIPLINARY CASES

2011-2046. Disciplinary Counsel v. Alexander.

On September 30, 2014, respondent, James Alexander Jr., filed an application for termination of probation. Upon consideration thereof, the court finds that respondent has substantially complied with Gov.Bar R. V(9)(D) and with its order dated July 12, 2013, in which the court ordered respondent to serve a one-year period of monitored probation.

On consideration thereof, it is ordered by this court that the probation of respondent, James Alexander Jr., Attorney Registration No. 0033384, last known business address in Cleveland Heights, Ohio, is terminated.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondent bear the costs of publication.

MISCELLANEOUS DISMISSALS

2014-1747. State v. Brandeberry.

Lucas App. No. L-13-1165, 2014-Ohio-3856. This cause is pending before the court as a jurisdictional appeal. The records of this court indicate that appellant has not filed a memorandum in support of jurisdiction, due October 20, 2014, 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.