

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 29, 2015

[Cite as *09/29/2015 Case Announcements*, 2015-Ohio-3940.]

MERIT DECISIONS WITH OPINIONS

2013-1852. State v. Schmick, Slip Opinion No. 2015-Ohio-3924.

Cuyahoga App. No. 99262, 2013-Ohio-4488. Judgment reversed and cause remanded.

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

O'Neill, J., dissents.

2013-1947. State v. Black, Slip Opinion No. 2015-Ohio-3925.

Cuyahoga App. No. 99421, 2013-Ohio-4908. Judgment reversed and cause remanded.

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

O'Neill, J., dissents.

AFFIDAVITS OF DISQUALIFICATION

The chief justice has released the following judicial-disqualification opinion, which was previously issued as an entry in response to an affidavit of disqualification filed pursuant to R.C. 2701.03.

15-AP-037. In re Disqualification of Huffman, Slip Opinion No. 2015-Ohio-3926 (decided May 5, 2015).

MOTION AND PROCEDURAL RULINGS

2014-1009. State ex rel. Smith v. McGee.

Montgomery App. No. 26003. This cause came on for further consideration upon the filing of Kristopher A. Haines's motion to withdraw as counsel. It is ordered by the court that the motion is granted.

2015-1569. State ex rel. Curtis v. Brown Cty. Coroner's Office.

Brown App. No. CA2015-08-018. This cause is pending before the court as a jurisdictional appeal. Upon consideration of appellant's memorandum in support of jurisdiction, it is determined by the court that this cause originated in the court of appeals and, therefore, should proceed as an appeal of right pursuant to S.Ct.Prac.R. 5.01.

It is ordered by the court that the clerk shall issue an order for the transmission of the record from the Court of Appeals for Brown County and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. 16.02 through 16.07.

MISCELLANEOUS DISMISSALS

2015-1008. State v. Nawman.

Clark App. No. 2014-CA-6, 2015-Ohio-447. 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 September 25, 2015, 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.

2015-1097. State v. Middlebrook.

Hamilton App. No. C-140424. 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 September 25, 2015, 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.

2015-1120. Lee v. Weir.

Hamilton App. No. C-150292. This cause is pending before the court as an appeal from the Court of Appeals for Hamilton County. The records of this court indicate that appellant has not filed a merit brief, due September 14, 2015, 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.

It is further ordered that a mandate be sent to and filed with the clerk of the Court of Appeals for Hamilton County.

2015-1150. Turner v. Fitzsimmons.

Cuyahoga App. No. 102876. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. The records of this court indicate that appellant has not filed a merit brief, due September 14, 2015, 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.

It is further ordered that a mandate be sent to and filed with the clerk of the Court of Appeals for Cuyahoga County.