

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 12, 2018

[Cite as *09/12/2018 Case Announcements*, 2018-Ohio-3637.]

MOTION AND PROCEDURAL RULINGS

2018-1177. *State v. Hawkins.*

Fayette App. No. CA2017-07-013, 2018-Ohio-1983. On review of an order certifying a conflict. The court determines that a conflict exists. The parties are ordered to brief the issue stated at page 2 of the court of appeals' entry filed July 19, 2018: "Does the discrepancy between the paint color of a vehicle and the paint color listed in vehicle registration records accessed by a police officer provide the officer with reasonable articulable suspicion to perform a lawful investigative stop where the officer believes the vehicle or its displayed license plates may be stolen[?]"

The conflict case is *State v. Unger*, 5th Dist. Stark No. 2016 CA 0048, 2017-Ohio-5553.

O'Donnell and DeWine, JJ., dissent.

APPEALS ACCEPTED FOR REVIEW

2018-0444. *State v. Jones.*

Cuyahoga App. Nos. 103290 and 103302, 2016-Ohio-7702. Appeal accepted and held for the decision in 2017-1506, *State v. Gwynne*. Cross-appeal not accepted.

Kennedy and Fischer, JJ., would not hold the appeal.

DeGenaro, J., not participating.

2018-0883. *Rieger v. Giant Eagle, Inc.*

Cuyahoga App. No. 105714, 2018-Ohio-1837. Appeal accepted on proposition of law No. II.

Kennedy, French, and DeGenaro, JJ., would accept the appeal on all

propositions of law.

O'Connor, C.J., and O'Donnell and DeWine, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2018-0448. State v. Speelman.

Lucas App. No. L-16-1295, 2017-Ohio-9306.

Fischer, J., dissents.

2018-0869. McCarthy v. Anderson.

Licking App. No. 17 CA 36, 2018-Ohio-1994.

O'Donnell, J., dissents and would accept the appeal on proposition of law No. I.

Kennedy, J., dissents.

2018-0871. In re Guardianship of Bakhtiar.

Lorain App. Nos. 16CA011036 and 16CA011038, 2018-Ohio-1764.

Fischer, J., dissents and would accept the appeal on proposition of law No. I.

2018-0872. McCarthy v. Anderson.

Licking App. No. 17 CA 33, 2018-Ohio-1994.

O'Donnell, J., dissents and would accept the appeal on proposition of law No. I.

Kennedy, J., dissents.

2018-0873. Steele v. Chillicothe Corr. Inst.

Franklin App. No. 17AP-86, 2018-Ohio-1713.

2018-0879. State v. Teeple.

Seneca App. No. 13-17-28, 2018-Ohio-1767.

2018-0881. Walker v. Nationwide Mut. Ins. Co.

Franklin App. No. 16AP-894, 2018-Ohio-1810.

2018-0886. Hammon v. Huntington Natl. Bank.

Cuyahoga App. No. 105107, 2018-Ohio-87.

2018-0893. Cuyahoga Metro. Hous. Auth. v. Wylie.

Cuyahoga App. No. 106900.

2018-0894. State v. Phillips.

Wood App. Nos. WD-16-020, WD-16-028, and WD-16-029.

2018-0903. State v. Tamas.

Montgomery App. No. 27573, 2018-Ohio-1058.

2018-0904. T.D. v. C.N.

Cuyahoga App. No. 105994, 2018-Ohio-1840.

O'Donnell and DeGenaro, JJ., dissent.

2018-0908. Karnofel v. Superior Waterproofing, Inc.

Trumbull App. No. 2017-T-0026, 2017-Ohio-9346.

2018-0909. State v. Pilkington.

Logan App. No. 8-17-38, 2018-Ohio-1912.

French and Fischer, JJ., dissent.

2018-0911. State v. Rardon.

Delaware App. No. 17 CAA 04 0027, 2018-Ohio-1935.

2018-0919. State v. Hawkins.

Fayette App. No. CA2017-07-013, 2018-Ohio-1983.

O'Connor, C.J., and DeGenaro, J., dissent and would accept the appeal on proposition of law No. I and consolidate the cause for decision with 2018-1177, *State v. Hawkins*.

French, J., dissents and would accept the appeal and consolidate the cause for decision with 2018-1177, *State v. Hawkins*.

2018-0923. State v. Perez.

Wood App. No. WD-17-017, 2018-Ohio-1956.

2018-0927. State v. Payson.

Montgomery App. No. 27608, 2018-Ohio-1946.

2018-0933. State v. Elliott.

Hamilton App. Nos. C-170068 and C-170060.

2018-0936. State v. Potts.

Trumbull App. No. 2017-T-0089, 2018-Ohio-8074.

2018-0943. Howell v. Park E. Care & Rehab. Ctr.

Cuyahoga App. No. 106041, 2018-Ohio-2054. Motion for leave to file amended memorandum in support of jurisdiction granted.

O'Connor, C.J., would deny the motion for leave to file amended memorandum in support of jurisdiction as moot.

O'Donnell, J., dissents and would accept the appeal.

DeGenaro, J., not participating.

2018-0949. State v. Robinson.

Cuyahoga App. No. 105951, 2018-Ohio-2058.

DeGenaro, J., not participating.

2018-0975. State v. Pelfrey.

Montgomery App. No. 27474, 2018-Ohio-2427.

2018-0977. State v. Miller.

Cuyahoga App. No. 106051, 2018-Ohio-2127.

2018-0983. State v. Dibiase.

Lake App. No. 2017-L-027, 2018-Ohio-2250.

2018-1000. Gordon v. Dept. of Rehab. & Corr.

Franklin App. No. 17AP-792, 2018-Ohio-2272.

2018-1002. State v. Darr.

Lorain App. No. 17CA011107, 2018-Ohio-2136.

2018-1022. State v. Henry.

Summit App. No. 28764, 2018-Ohio-2174.

2018-1029. State v. Foster.

Cuyahoga App. No. 105931, 2018-Ohio-2191.

French, J., dissents.

2018-1041. State v. Spurling.

Hamilton App. No. C-170531.

2018-1051. State v. Kolvek.

Summit App. Nos. 28141 through 28145, 2017-Ohio-9137.

2018-1066. State v. McBride.

Mahoning App. No. 17 MA 0130, 2018-Ohio-2492.

DeGenaro, J., not participating.

2018-1069. State v. Smith.

Franklin App. No. 17AP-636, 2018-Ohio-2271.