

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

January 31, 2018

[Cite as *01/31/2018 Case Announcements, 2018-Ohio-365.*]

MERIT DECISIONS WITH OPINIONS*

2016-1236. O’Hamill v. CareSource Mgt. Group, Slip Opinion No. 2018-Ohio-333.

Cuyahoga App. No. 104586. Judgment reversed.

O’Connor, C.J., and O’Donnell, Kennedy, French, O’Neill, Fischer, and DeWine, JJ., concur.

2016-1307. LGR Realty, Inc. v. Frank & London Ins. Agency, Slip Opinion No. 2018-Ohio-334.

Franklin App. No. 15AP-1072, 2016-Ohio-5044. Judgment reversed.

O’Donnell, Kennedy, and French, JJ., concur.

DeWine, J., concurs, with an opinion joined by O’Connor, C.J.

Robb, J., dissents, with an opinion joined by O’Neill, J.

Carol Ann Robb, J., of the Seventh District Court of Appeals, sitting for Fischer, J.

2017-0191. In re B.O., Slip Opinion No. 2018-Ohio-332.

Huron App. No. H-16-022, 2017-Ohio-43. Cause dismissed.

O’Connor, C.J., and O’Donnell, Kennedy, Fischer, and DeWine, JJ., concur.

French and O’Neill, JJ., dissent.

* Reporter’s Note: These cases were decided on January 16, 2018, but are being released to the public on January 31, 2018, subsequent to the resignation of Justice William M. O’Neill, who participated in the decisions.

APPEALS ACCEPTED FOR REVIEW

2017-0684. Satterfield v. Ameritech Mobile Communications, Inc.

Cuyahoga App. No. 104211, 2017-Ohio-928. Cause accepted on proposition of law Nos. I and III.

Kennedy, French, and DeWine, JJ., would accept the cause on all propositions of law.

Fischer, J., would accept the cause on proposition of law No. I only.

O'Connor, C.J., dissents.

O'Neill, J., not participating.

2017-0828. Daher v. Cuyahoga Community College Dist.

Cuyahoga App. No. 104836, 2017-Ohio-751.

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

Lisa L. Sadler, J., of the Tenth District Court of Appeals, sitting for O'Neill, J.

2017-0877. In re L.G.

Montgomery App. No. 27296, 2017-Ohio-2781.

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

O'Neill, J., not participating.

2017-0887. State v. Amison.

Cuyahoga App. No. 104728, 2017-Ohio-2856. Cause accepted and held for the decision in 2016-1848, *State v. Paige*, and briefing schedule stayed. Cross-appeal not accepted.

O'Neill, J., not participating

2017-0915. State v. Romero.

Stark App. No. 2016CA00201, 2017-Ohio-2950.

O'Connor, C.J., dissents.

O'Neill, J., not participating.

2017-0974. Johnson v. Cuyahoga Cty.

Cuyahoga App. No. 105040, 2017-Ohio-4304. Cause accepted, judgment vacated, and cause remanded to the trial court for application of *Ferguson v. State*, 151 Ohio St.3d 265, 2017-Ohio-7844, 87 N.E.3d 1250. Second appeal not accepted.

O'Neill, J., not participating.

2017-1031. Embassy Healthcare v. Bell.

Warren App. No. CA2016-08-072, 2017-Ohio-1499.
O'Connor, C.J., and DeWine, J., dissent.
O'Neill, J., not participating.

2017-1069. Girard v. Giordano.

Trumbull App. No. 2016-T-0071, 2017-Ohio-5647.
O'Connor, C.J., and O'Donnell, J., dissent.
O'Neill, J., not participating.

APPEALS NOT ACCEPTED FOR REVIEW

2017-0169. Brinker v. Frontier N., Inc.

Summit App. No. 27962, 2017-Ohio-8279.
O'Neill, J., not participating.

2017-0546. State v. Winbush.

Clark App. No. 2016-CA-1, 2017-Ohio-696.
O'Neill, J., not participating.

2017-0614. State ex rel. Kanter v. Cleveland Hts.

Cuyahoga App. No. CA-16-104375, 2017-Ohio-1038.
DeWine, J., dissents.
O'Neill, J., not participating.

2017-0667. State v. Carter.

Allen App. No. 1-15-62, 2017-Ohio-1233.
DeWine, J., dissents.
O'Neill, J., not participating.

2017-0676. Burnham v. Cleveland Clinic.

Cuyahoga App. No. 102038, 2017-Ohio-1277.
Kennedy, French, and Fischer, JJ., dissent.
Lisa L. Sadler, J., of the Tenth District Court of Appeals, sitting for O'Neill,
J.

2017-0681. In re Estate of Flowers.

Lucas App. No. L-16-1002, 2017-Ohio-1310.
O'Donnell, J., dissents.
O'Neill, J., not participating.

2017-0685. State v. Pope.

Montgomery App. No. 27231, 2017-Ohio-1308.

O'Neill, J., not participating.

2017-0691. State v. Parsons.

Henry App. No. 7-16-08, 2017-Ohio-1315.

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

O'Neill, J., not participating.

2017-0700. State v. Ferguson.

Lucas App. No. L-16-1118, 2017-Ohio-1394.

Fischer and DeWine, JJ., dissent.

O'Neill, J., not participating.

2017-0701. Muskingum Watershed Conservancy Dist. v. Harper.

Guernsey App. No. 16 CA 11, 2017-Ohio-1346.

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

O'Neill, J., not participating.

2017-0702. Waddell v. Grant/Riverside Med. Care Found.

Franklin App. No. 15AP-982, 2017-Ohio-1349.

French and O'Neill, JJ., not participating.

2017-0703. Kriss v. Reviewer 1.

Hamilton App. No. C-160503.

O'Neill and Fischer, JJ., not participating.

2017-0711. Dibert v. Carpenter.

Champaign App. No. 2015-CA-18, 2017-Ohio-689.

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

O'Neill, J., not participating.

2017-0719. State v. Butcher.

Athens App. Nos. 15CA33 and 15CA34, 2017-Ohio-1544.

O'Connor, C.J., and DeWine, J., dissent and would accept the cause on proposition of law No. I and hold the cause for the decision in 2016-1462, *State v. Gordon*.

O'Neill, J., not participating.

2017-0729. Besman v. Leventhal.

Cuyahoga App. No. 104414, 2017-Ohio-464.

O'Neill, J., not participating.

2017-0734. Pressler v. Franklin.

Warren App. No. CA2016-06-050, 2017-Ohio-1408.

O'Neill, J., not participating.

2017-0739. Pike Delta York Local School Dist. Bd. of Edn. v. Pike Delta York Edn. Assn.

Fulton App. No. F-16-006, 2017-Ohio-1476.

O'Neill, J., not participating.

2017-0740. Three-C Body Shops, Inc. v. Nationwide Mut. Fire Ins. Co.

Franklin App. No. 16AP-742, 2017-Ohio-1461.

O'Connor, C.J., and O'Donnell, J., dissent and would accept the cause and consolidate the cause for briefing and decision with 2017-0741, *Three-C Body Shops, Inc. v. Nationwide Mut. Fire Ins. Co.*

O'Neill, J., not participating.

2017-0741. Three-C Body Shops, Inc. v. Nationwide Mut. Fire Ins. Co.

Franklin App. No. 16AP-748, 2017-Ohio-1462.

O'Connor, C.J., and O'Donnell, J., dissent and would accept the cause and consolidate the cause for briefing and decision with 2017-0740, *Three-C Body Shops, Inc. v. Nationwide Mut. Fire Ins. Co.*

O'Neill, J., not participating.

2017-0747. Paul v. Hannon.

Carroll App. No. 2015CA00908, 2017-Ohio-1261.

O'Neill, J., not participating.

2017-0750. State v. Alexander.

Cuyahoga App. No. 104281, 2017-Ohio-1445.

O'Neill, J., not participating.

2017-0757. State v. Nelms.

Montgomery App. No. 27167, 2017-Ohio-1466.

O'Neill, J., not participating.

2017-0758. Walker v. Toledo.

Lucas App. No. L-15-1240, 2017-Ohio-416.

DeWine, J., dissents and would accept the cause on proposition of law No. III.

O'Donnell and O'Neill, JJ., not participating.

2017-0759. Lytle v. Mathew.

Cuyahoga App. No. 104622, 2017-Ohio-1447.

O'Neill, J., not participating.

2017-0766. State v. Van Patterson.

Cuyahoga App. No. 104266, 2017-Ohio-1444.

O'Neill, J., not participating.

2017-0771. Meisler v. Weinberg.

Cuyahoga App. No. 105016, 2017-Ohio-1563.

O'Neill, J., not participating.

2017-0775. McKenzie v. Meijer, Inc.

Clermont App. No. CA2016-09-061, 2017-Ohio-1495.

O'Neill, J., not participating.

2017-0779. Tronzo v. Lu-Jean Feng Clinic, L.L.C.

Cuyahoga App. No. 105044. Appellants' motion for emergency stay denied.

French and Fischer, JJ., dissent and would accept the cause and grant the motion for emergency stay.

O'Neill, J., not participating.

2017-0781. Routson-Gim-Belluardo v. Dept. of Edn.

Montgomery App. No. 27148, 2017-Ohio-2611.

O'Neill, J., not participating.

2017-0786. Ohioans for Concealed Carry, Inc. v. Cleveland.

Cuyahoga App. No. 104970, 2017-Ohio-1560.

O'Neill, J., not participating.

2017-0788. Koby v. McNamee.

Franklin App. No. 16AP-368, 2017-Ohio-1574.

O'Donnell and O'Neill, JJ., not participating.

2017-0793. State v. Norris.

Muskingum App. No. CT2016-0037, 2017-Ohio-1570.

O'Neill, J., not participating.

2017-0804. In re M.R.

Jefferson App. No. 14 JE 0035, 2017-Ohio-4133.

Fischer, J., dissents.

O'Neill, J., not participating.

2017-0811. U.S. Xpress, Inc. v. Hub Group, Inc.

Lucas App. No. L-16-1296, 2017-Ohio-2819.

O'Neill, J., not participating.

2017-0812. State v. Jackson.

Cuyahoga App. No. 104782, 2017-Ohio-2659.

O'Neill, J., not participating.

2017-0815. O'Stricker v. Robinson Mem. Hosp. Found.

Portage App. No. 2016-P-0042, 2017-Ohio-2600.

O'Neill, J., not participating.

2017-0816. State v. Brentlinger.

Allen App. No. 1-16-23, 2017-Ohio-2588.

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

O'Neill, J., not participating.

2017-0817. State v. Habbas.

Cuyahoga App. No. 104532, 2017-Ohio-2653.

O'Neill, J., not participating.

2017-0819. Airborn Electronics, Inc. v. Magnum Energy Solutions, L.L.C.

Summit App. No. 28034, 2017-Ohio-70.

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

O'Neill, J., not participating.

2017-0821. State v. Jackson.

Cuyahoga App. No. 104132, 2017-Ohio-2651.

O'Neill, J., not participating.

2017-0832. Coeurvie v. McGonigal.

Summit App. No. 27981, 2017-Ohio-2634.

O'Neill, J., not participating.

2017-0837. Guagenti v. Guagenti.

Allen App. No. 1-16-47, 2017-Ohio-2706.

O'Neill, J., not participating.

2017-0838. State v. Tausch.

Lake App. No. 2016-L-047, 2017-Ohio-1105.

O'Neill, J., not participating.

2017-0841. Adams v. Simonetti.

Franklin App. No. 16AP-595, 2017-Ohio-2674.

O'Neill, J., not participating.

2017-0842. Young v. Ohio State Univ. Hosps.

Franklin App. No. 16AP-527, 2017-Ohio-2673.

O'Neill, J., not participating.

2017-0849. State v. Fitzgerald.

Clermont App. No. CA2016-06-041, 2017-Ohio-2716.

O'Neill, J., not participating.

2017-0853. State v. Simmonds.

Franklin App. No. 16AP-332, 2017-Ohio-2739.

O'Neill, J., not participating.

2017-0858. Clarkwestern Dietrich Bldg. Sys., L.L.C. v. Certified Steel Stud Assn., Inc.

Butler App. No. CA2016-06-113, 2017-Ohio-2713.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0859. Grand Arcade, Ltd. v. Grand Arcade Condominium Owners' Assn., Inc.

Cuyahoga App. No. 104890, 2017-Ohio-2760.

O'Neill and Fischer, JJ., not participating.

2017-0860. State v. Holbrook.

Licking App. No. 16 CA 00061, 2017-Ohio-2972.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0865. Gentile v. Turkoly.

Mahoning App. No. 16 MA 0071, 2017-Ohio-2959.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0866. State v. Alvarado.

Lucas App. No. L-16-1077, 2017-Ohio-2810.

Fischer, J., dissents and would accept the cause on proposition of law No. II.

O'Neill, J., not participating.

2017-0869. Sorrell v. Micomonaco.

Warren App. No. 2016-07-060, 2017-Ohio-1498.

Fischer, J., dissents.

O'Neill, J., not participating.

2017-0871. State v. Evans.

Hamilton App. No. C-160419, 2017-Ohio-2767.

O'Neill and Fischer, JJ., not participating.

2017-0872. State v. Kern.

Sandusky App. No. S-16-026, 2017-Ohio-2904.

O'Neill, J., not participating.

2017-0875. State v. Stewart.

Miami App. No. 2016-CA-13, 2017-Ohio-2785.

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

O'Neill, J., not participating.

2017-0876. State v. Evans.

Lucas App. No. L-16-1148, 2017-Ohio-2812.

O'Neill, J., not participating.

2017-0885. In re D.L.

Stark App. No. 2016 CA 00125, 2017-Ohio-2823.

Kennedy, J., dissents.

O'Neill, J., not participating.

2017-0886. Sayegh v. Khoury.

Muskingum App. Nos. CT2017-0010, CT2015-0063, and CT2015-0045, 2017-Ohio-2889.

Kennedy and O'Neill, JJ., not participating.

2017-0896. State v. Foster.

Cuyahoga App. No. 104809, 2017-Ohio-2858.

O'Connor, C.J., dissents and would hold the cause for the decision in 2016-0930, *State v. Banks-Harvey*.

DeWine, J., dissent.

O'Neill, J., not participating.

2017-0897. Jones v. Geauga Cty. Republican Party Cent. Commt.

Geauga App. No. 2016-G-0056, 2017-Ohio-2930.

O'Neill, J., not participating.

2017-0902. State v. Nelson.

Montgomery App. No. 27324, 2017-Ohio-2884.

Kennedy, J., dissents.

O'Neill, J., not participating.

2017-0903. State v. Villegas.

Montgomery App. No. 27234, 2017-Ohio-2887.

Kennedy, Fischer, and DeWine, JJ., dissent.

William A. Klatt, J., of the Tenth District Court of Appeals, sitting for O'Neill, J.

2017-0906. State v. Dawson.

Summit App. No. 28311, 2017-Ohio-2833.

O'Neill, J., not participating.

2017-0909. State v. Blalock.

Cuyahoga App. No. 104773, 2017-Ohio-2658.

O'Neill, J., not participating.

2017-0914. Deitz v. Harshbarger.

Shelby App. No. 17-16-21, 2017-Ohio-2917.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0916. State v. Clark.

Mahoning App. No. 16 MA 0106, 2017-Ohio-4287.

O'Neill, J., not participating.

2017-0917. State v. Dawson.

Mahoning App. No. 15 MA 0118, 2017-Ohio-2957.

O'Neill, J., not participating.

2017-0919. State v. Collins.

Preble App. No. CA2016-09-009, 2017-Ohio-4371.

O'Neill, J., not participating.

2017-0925. In re R.L.J.

Cuyahoga App. No. 105138, 2017-Ohio-2992.

O'Neill, J., not participating.

2017-0930. State v. Whites Landing Fisheries, L.L.C.

Erie App. No. E-16-065, 2017-Ohio-4021.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0934. State v. Stanforth.

Clermont App. No. CA2016-07-052, 2017-Ohio-4040.

O'Neill, J., not participating.

2017-0942. State v. Lash.

Cuyahoga App. No. 104310, 2017-Ohio-4065.

O'Neill, J., not participating.

2017-0949. State v. Thornton.

Hamilton App. No. C-160501, 2017-Ohio-4037.

O'Neill and Fischer, JJ., not participating.

2017-0956. Barksdale v. Dept. of Rehab. & Corr.

Franklin App. No. 16AP-297, 2017-Ohio-395.

O'Neill, J., not participating.

2017-0957. State v. Nofsinger.

Wayne App. No. 16AP0005, 2017-Ohio-4029.
O’Neill, J., not participating.

2017-0958. State v. Brown.

Hamilton App. Nos. C-160582 and C-160583.
O’Neill and Fischer, JJ., not participating.

2017-0960. State v. Anderson.

Cuyahoga App. No. 104977, 2017-Ohio-4186.
O’Neill, J., not participating.

2017-0961. State v. West.

Fairfield App. No. 16 CA 11, 2017-Ohio-4055.
French, J., dissents.
O’Neill, J., not participating.

2017-0962. State v. Elizondo.

Fairfield App. No. 16-CA-21, 2017-Ohio-4056.
O’Donnell, J., dissents.
O’Neill, J., not participating.

2017-0963. March v. Statman.

Hamilton App. No. C-160650.
O’Neill, Fischer, and DeWine, JJ., not participating.

2017-0966. State v. Carabello.

Cuyahoga App. Nos. 105021 and 105022, 2017-Ohio-4449.
O’Donnell and French, JJ., dissent.
O’Neill, J., not participating.

2017-0967. Bohannon v. Walls.

Hamilton App. No. C-160704.
O’Neill and Fischer, JJ., not participating.

2017-0976. U.S. Bank, Natl. Assn. v. Sanders.

Cuyahoga App. No. 104607, 2017-Ohio-1160.
O’Neill, J., not participating.

2017-0978. State v. Lambert.

Pickaway App. No. 16CA6, 2017-Ohio-4310.

Kennedy, Fischer, and DeWine, JJ., dissent.

William A. Klatt, J., of the Tenth District Court of Appeals, sitting for O'Neill, J.

2017-0980. Guiley v. Dewalt.

Stark App. No. 2016CA00156, 2017-Ohio-4151.

DeWine, J., dissents.

O'Neill, J., not participating.

2017-0981. State v. Schuster.

Butler App. No. CA2016-05-097, 2017-Ohio-4115.

Fischer, J., dissents and would accept the cause on proposition of law No. II.

DeWine, J., dissents.

O'Neill, J., not participating.

2017-0984. E-Z Cash Pawn Shop, Inc. v. Minor.

Franklin App. No. 15AP-911, 2017-Ohio-4405.

O'Neill, J., not participating.

2017-0988. Sarchet v. Sarchet.

Guernsey App. No. 16 CA 29, 2017-Ohio-4262.

O'Neill, J., not participating.

2017-0992. State v. Arrington.

Erie App. No. E-16-050, 2017-Ohio-2578.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-0995. In re Name Change of D.G.S.

Medina App. No. 16CA0041, 2017-Ohio-4110.

O'Neill, J., not participating.

2017-1000. State v. Watson.

Summit App. No. 28158.

French and Fischer, JJ., dissent.

O'Neill, J., not participating.

2017-1001. State v. Boyer.

Clark App. No. 2016-CA-63, 2017-Ohio-4199.

Fischer and DeWine, JJ., dissent and would hold the cause for the decision in 2017-0087, *State v. Carnes*.

O'Neill, J., not participating.

2017-1002. State v. Brown.

Trumbull App. No. 2016-T-0105, 2017-Ohio-4241.

O'Neill, J., not participating.

2017-1004. State v. Jackson.

Montgomery App. No. 27351, 2017-Ohio-4197.

DeWine, J., dissents and would hold the cause for the decision in 2017-0087, *State v. Carnes*.

O'Neill, J., not participating.

2017-1011. State v. Lyons.

Jefferson App. No. 16 JE 0008, 2017-Ohio-4385.

DeWine, J., dissents.

O'Neill, J., not participating.

2017-1014. State v. Pannell.

Licking App. No. 16-CA-102, 2017-Ohio-4286.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-1020. State v. Moss.

Ashtabula App. No. 2016-A-0046, 2017-Ohio-4233.

O'Neill, J., not participating.

2017-1030. State v. Jefferson.

Franklin App. No. 16AP-348, 2017-Ohio-4313.

O'Neill, J., not participating.

2017-1032. State v. Howton.

Allen App. No. 1-16-35, 2017-Ohio-4349.

O'Neill, J., not participating.

2017-1034. Marshall v. Cooper & Elliott.

Cuyahoga App. No. 104934, 2017-Ohio-4301.

O'Neill, J., not participating.

2017-1035. State v. Decker.

Franklin App. No. 16AP-684, 2017-Ohio-4266.

O'Neill, J., not participating.

2017-1036. Guehl v. Carillon House Assn., Inc.

Montgomery App. No. 27438, 2017-Ohio-5491. Appellee's motion for leave to file amended memorandum in response to jurisdiction denied as moot.

O'Neill, J., not participating.

2017-1037. State v. Williams.

Washington App. No. 17CA8, 2017-Ohio-4455.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-1039. Weaver v. Weaver.

Franklin App. No. 16AP-743, 2017-Ohio-4087.

O'Neill, J., not participating.

2017-1041. State v. Weaver.

Muskingum App. No. CT2016-0033, 2017-Ohio-4374.

French, J., dissents.

O'Neill, J., not participating.

2017-1045. State v. Holiday.

Cuyahoga App. No. 105070, 2017-Ohio-4306.

O'Neill, J., not participating.

2017-1046. State v. Marland.

Logan App. No. 8-16-15, 2017-Ohio-4353.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-1047. State v. Tey.

Seneca App. No. 13-16-32.

O'Neill, J., not participating.

2017-1051. State v. Filip.

Medina App. No. 16CA0049-M, 2017-Ohio-5622.

O'Neill, J., not participating.

2017-1058. State v. Herrington.

Cuyahoga App. No. 105784.

O'Neill, J., not participating.

2017-1059. Walker v. 24570 Lakeshore Property, L.L.C.

Cuyahoga App. No. 105017, 2017-Ohio-2762.

O'Neill, J., not participating.

2017-1061. Dinardo v. Dinardo.

Lake App. No. 2016-L-111, 2017-Ohio-4379.

O'Donnell, J., dissents.

O'Neill, J., not participating.

2017-1066. Thompson v. Cooper.

Knox App. No. 16CA20, 2017-Ohio-5549.

O'Donnell and Fischer, JJ., dissent.

O'Neill, J., not participating.

2017-1068. Cook v. Bur. of Workers' Comp.

Butler App. No. CA2017-01-004, 2017-Ohio-5849.

French, J., dissents.

O'Neill, J., not participating.

2017-1072. Stremmel v. Demmery.

Miami App. No. 2016-CA-18, 2017-Ohio-5500.

O'Neill, J., not participating.

2017-1073. Zebrasky v. Discount Drug Mart, Inc.

Cuyahoga App. No. 105087, 2017-Ohio-4446.

O'Donnell and French, JJ., dissent.

O'Neill, J., not participating.

2017-1074. State v. Armengau.

Franklin App. No. 14AP-079, 2017-Ohio-4452. Appellant's motion for bond/bail denied as moot.

O'Neill, J., not participating.

2017-1098. State v. Davis.

Montgomery App. No. 27202, 2017-Ohio-5613.

O'Neill and Fischer, JJ., not participating.

2017-1105. State v. Hussein.

Franklin App. No. 15AP-1093, 2017-Ohio-5519.

O’Neill, J., not participating.

2017-1113. State v. Arnold.

Lucas App. No. L-15-1292, 2017-Ohio-5674.

O’Neill, J., not participating.

2017-1121. State v. Nastick.

Summit App. No. 28243, 2017-Ohio-5626.

O’Donnell, J., dissents.

O’Neill, J., not participating.

2017-1141. State v. Bandy.

Hamilton App. No. C-160402, 2017-Ohio-5593.

O’Neill and Fischer, JJ., not participating.

2017-1147. State v. Allison.

Cuyahoga App. No. 105152, 2017-Ohio-7176.

O’Neill, J., not participating.

2017-1157. State v. Wilson.

Delaware App. No. 16-CAA-08-0035, 2017-Ohio-5724.

O’Neill, J., not participating.

2017-1168. Cty. Med., Inc. v. Dept. of Dev. Disabilities.

Cuyahoga App. No. 104921, 2017-Ohio-5745.

O’Neill, J., not participating.

2017-1173. State v. Adams.

Lorain App. No. 15CA010868, 2017-Ohio-1178.

O’Neill, J., not participating. Appellee’s motion to strike denied as moot.

2017-1197. State v. Gedeon.

Summit App. No. 28688.

O’Neill, J., not participating.

2017-1212. State v. Rigel.

Clark App. No. 2016-CA-50, 2017-Ohio-6906.

O'Neill, J., not participating.

2017-1277. Martens v. Findlay.

Hancock App. No. 5-17-20.

O'Neill, J., not participating.

2017-1278. State v. Shabazz.

Greene App. No. 2017-CA-11, 2017-Ohio-7199.

O'Neill, J., not participating.

2017-1286. Hillman v. O'Shaughnessy.

Franklin App. No. 16AP-521.

O'Donnell and O'Neill, JJ., not participating.

2017-1296. State v. McGowan.

Ashtabula App. No. 2016-A-0052, 2017-Ohio-7124.

O'Neill, J., not participating.

2017-1300. State v. Phillips.

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

O'Neill, J., not participating.

2017-1303. State v. Blankenship.

Delaware App. No. 16 CAA 06 0024, 2017-Ohio-7267.

O'Neill, J., not participating.

2017-1309. State v. Khaliq.

Licking App. No. 15-CA-64, 2017-Ohio-7136.

O'Neill, J., not participating.

2017-1311. Ditech Fin., L.L.C. v. McCurry.

Cuyahoga App. No. 105005, 2017-Ohio-7170.

O'Neill, J., not participating.

2017-1312. State v. Rock.

Lake App. No. 2017-L-010, 2017-Ohio-7294.

O'Neill, J., not participating.

2017-1318. McKee v. McCann.

Cuyahoga App. No. 104956, 2017-Ohio-7181.

O'Neill, J., not participating.

2017-1320. State v. Teets.

Pickaway App. No. 16CA3, 2017-Ohio-7372.

O'Neill, J., not participating.

2017-1321. State v. Gammon.

Hardin App. No. 6-17-09.

O'Neill, J., not participating.

2017-1333. State v. Young.

Cuyahoga App. No. 104627, 2017-Ohio-7162.

Fischer, J., dissents.

O'Neill, J., not participating.

2017-1335. State v. Taylor.

Clinton App. No. CA2017-01-002.

O'Neill, J., not participating.

2017-1337. State v. Sager.

Ashland App. No. 2017-COA-006, 2017-Ohio-7217.

O'Neill, J., not participating.

2017-1349. State v. Asadi-Ousley.

Cuyahoga App. No. 104267, 2017-Ohio-7252.

O'Neill, J., not participating.

2017-1357. State v. Whitt.

Coshocton App. No. 2017CA0007, 2017-Ohio-7549.

O'Neill, J., not participating.

2017-1359. State v. Dean.

Richland App. No. 17CA36, 2017-Ohio-7349.

O'Neill, J., not participating.

2017-1365. Bedford Assocs. v. Coleman.

Cuyahoga App. No. 106097. Appellant's motion to stay and appellees' motion to dismiss and motions to strike denied as moot.

O'Neill, J., not participating.

2017-1382. Thompson v. McColgan.

Cuyahoga App. No. 106186.

O'Neill, J., not participating.

2017-1383. State v. Vangundy.

Franklin App. No. 17AP-379.

O'Neill, J., not participating.

2017-1384. State v. Jefferson.

Lucas App. No. L-16-1182, 2017-Ohio-7272.

O'Neill, J., not participating.

2017-1388. State v. Perry.

Cuyahoga App. No. 105307, 2017-Ohio-7324.

O'Neill, J., not participating.

2017-1400. Cleveland v. Brown.

Cuyahoga App. No. 105606.

O'Neill, J., not participating.

2017-1402. State v. White.

Franklin App. No. 05AP-1178.

O'Neill, J., not participating.

2017-1404. State v. McCall.

Cuyahoga App. No. 106172.

O'Neill, J., not participating.

2017-1408. State v. Workman.

Auglaize App. No. 2-17-12, 2017-Ohio-7364.

O'Neill, J., not participating.

2017-1420. State v. Pressley.

Cuyahoga App. No. 106146.

O'Neill, J., not participating.

2017-1421. State v. Oliphant.

Lucas App. No. L-16-1150, 2017-Ohio-7534.

O'Neill, J., not participating.

2017-1425. Messenger v. Finnegan.

Marion App. No. 9-17-19.

O'Neill, J., not participating.

2017-1426. State v. Madrigal.

Lucas App. Nos. L-17-1020 and L-17-1021.

O'Neill, J., not participating.

2017-1432. State v. Picard.

Richland App. No. 17 CA 028, 2017-Ohio-7600.

O'Neill, J., not participating.

2017-1435. State v. Martin.

Montgomery App. No. 27220, 2017-Ohio-7431.

O'Neill, J., not participating.

2017-1440. Karnofel v. Nye.

Trumbull App. No. 2016-T-0119, 2017-Ohio-7027.

O'Neill, J., not participating.

2017-1441. State v. Baer.

Harrison App. No. 16 HA 0015, 2017-Ohio-7759.

O'Neill, J., not participating.

2017-1442. State v. Eli.

Licking App. No. 17-CA-1, 2017-Ohio-7667.

O'Neill, J., not participating.

2017-1445. State v. Nikelson.

Belmont App. No. 16 BE 0039, 2017-Ohio-7503.

Fischer, J., dissents.

O'Neill, J., not participating.

2017-1464. State v. Penwell.

Fayette App. Nos. CA2016-12-020 and CA2016-12-021, 2017-Ohio-7465.

O'Neill, J., not participating.

2017-1468. State v. Draughon.

Franklin App. No. 17AP-149, 2017-Ohio-7741.

O'Neill, J., not participating.

2017-1476. State v. Clark.

Mahoning App. No. 17 MA 0119.
O'Neill, J., not participating.

2017-1487. State v. McCain.

Montgomery App. No. 27195, 2017-Ohio-7518.
O'Neill, J., not participating.

2017-1499. State v. Smith.

Warren App. No. CA2017-02-014.
O'Neill, J., not participating.

2017-1509. State v. Tate.

Richland App. No. 17CA19, 2017-Ohio-7311.
O'Neill, J., not participating.

2017-1512. State v. Cockroft.

Franklin App. No. 17AP-9, 2017-Ohio-7614.
O'Donnell, J., dissents and would hold the cause for 2017-0028, *State ex rel. Daniels v. Russo*.
O'Neill, J., not participating.

2017-1515. In re Estate of Bringman.

Knox App. No. 17 CA 1, 2017-Ohio-7083.
O'Neill, J., not participating.

2017-1516. State v. McKinney.

Defiance App. No. 4-17-09.
O'Neill, J., not participating.

2017-1517. State v. Summerlin.

Hamilton App. No. C-160539, 2017-Ohio-7625.
O'Neill and Fischer, JJ., not participating.

2017-1518. State v. Griffin.

Mahoning App. No. 16 MA 0029, 2017-Ohio-7796.
O'Neill, J., not participating.

2017-1519. State v. Carter.

Mahoning App. No. 15 MA 0225, 2017-Ohio-8220. Appellant's motion to file an amended memorandum in support of jurisdiction denied as moot.

O'Neill, J., not participating.

2017-1520. State v. Watson.

Summit App. No. 28218, 2017-Ohio-7856.

French, J., dissents and would accept the cause on proposition of law No. I and hold the cause for the decision in 2017-1122, *State v. Gordon*.

O'Neill, J., not participating.

2017-1522. State v. Kramer.

Defiance App. No. 4-17-08.

O'Neill, J., not participating.

2017-1538. State v. Payton.

Scioto App. No. 17CA3788, 2017-Ohio-7865.

O'Neill, J., not participating.

2017-1551. State v. Thomas.

Lorain App. No. 16CA010947, 2017-Ohio-7924.

O'Neill, J., not participating.

2017-1554. State v. Sexton.

Franklin App. No. 17AP-564.

O'Neill, J., not participating.

2017-1566. State ex rel. Thomas v. Disanto.

Lake App. No. 2016-L-110, 2017-Ohio-7292.

O'Neill, J., not participating.

2017-1568. State v. Smith.

Mahoning App. No. 17 MA 0041, 2017-Ohio-7770.

O'Neill, J., not participating.

2017-1572. State v. Laird.

Cuyahoga App. No. 105594, 2017-Ohio-7890.

O'Neill, J., not participating.

2017-1586. In re J.R.F.

Vinton App. No. 16CA701, 2017-Ohio-8125.

French and Fischer, JJ., dissent and would accept the cause and consolidate the cause for briefing and decision with 2017-1594, *In re J.M.P.*

O'Neill, J., not participating.

2017-1588. State v. Kittle.

Summit App. No. 27977, 2017-Ohio-7853.

O'Neill, J., not participating.

2017-1594. In re J.M.P.

Vinton App. No. 16CA702, 2017-Ohio-8126.

French and Fischer, JJ., dissent and would accept the cause and consolidate the cause for briefing and decision with 2017-1586, *In re J.R.F.*

O'Neill, J., not participating.

2017-1615. State v. Wilson.

Cuyahoga App. No. 105535, 2017-Ohio-8068.

O'Neill, J., not participating.

2017-1634. State v. Ellis.

Franklin App. No. 17AP-527.

O'Neill, J., not participating.

2017-1647. State v. McCain.

Montgomery App. No. 27195, 2017-Ohio-7518.

O'Neill, J., not participating.

2017-1655. State v. Wilson.

Summit App. No. 28187, 2017-Ohio-8152.

O'Neill, J., not participating.

2017-1690. State v. Pelmeur.

Fulton App. Nos. F-16-009 and F-16-010. Appellant's motion for stay and petition for writ of habeas corpus denied as moot.

O'Neill, J., not participating.