

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

June 8, 2021

[Cite as *06/08/2021 Case Announcements, 2021-Ohio-1896.*]

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## MERIT DECISIONS WITHOUT OPINIONS

**2021-0473. Price v. Folly.**

In Habeas Corpus. Sua sponte, cause dismissed.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

**2021-0538. Scott v. Turner.**

In Habeas Corpus. Sua sponte, cause dismissed.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

## MOTION AND PROCEDURAL RULINGS

**2018-0968. State v. Grate.**

Ashland C.P. No. 16-CRI-187. On application for reopening under S.Ct.Prac.R. 11.06. Application denied.

## APPEALS ACCEPTED FOR REVIEW

### **2021-0372. Moore v. Mt. Carmel Health Sys.**

Franklin App. No. 17AP-754, 2020-Ohio-6695. Sua sponte, cause held for the decision in 2020-1574, *Clawson v. Hts. Chiropractic Physicians, L.L.C.*

O'Connor, C.J., would accept the appeal on proposition of law No. I only.

Stewart, J., would accept the appeal on proposition of law No. I only and would not hold the cause.

Brunner, J., would not hold the cause.

Kennedy, J., dissents.

### **2021-0374. State v. Beatty.**

Muskingum App. No. CT2020-0015, 2021-Ohio-355. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox.*

Fischer, J., dissents.

### **2021-0382. State v. Yontz.**

Guernsey App. No. 20CA000010, 2021-Ohio-382.

DeWine and Stewart, JJ., dissent.

### **2021-0383. State v. Ludwig.**

Muskingum App. No. CT2020-0008, 2021-Ohio-383. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox.*

Fischer, J., dissents.

### **2021-0392. State v. Brown.**

Hamilton App. No. C-190399, 2021-Ohio-597.

Donnelly and Stewart, JJ., dissent.

### **2021-0452. State v. Jackson.**

Hamilton App. No. C-190676, 2021-Ohio-517. Appeal accepted on proposition of law Nos. I and II.

Kennedy, Donnelly, and Stewart, JJ., would accept the appeal on all propositions of law.

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

## APPEALS NOT ACCEPTED FOR REVIEW

**2021-0201. State v. Conard.**

Ashtabula App. No. 2019-A-0065, 2020-Ohio-6673.

**2021-0351. State v. Glenn.**

Marion App. No. 9-19-64, 2021-Ohio-264.

Donnelly, J., dissents and would appoint counsel.

**2021-0356. State v. Jacinto.**

Cuyahoga App. No. 108944, 2021-Ohio-855.

Kennedy, J., dissents.

**2021-0362. In re C.M.C.**

Cuyahoga App. Nos. 109545 and 109546, 2021-Ohio-314.

**2021-0363. In re A.C.**

Richland App. No. 2020 CA 0053, 2021-Ohio-288.

**2021-0365. Cuyahoga Hts. v. Ram Supply Chain, L.L.C.**

Cuyahoga App. Nos. 109565 and 109566, 2021-Ohio-315.

**2021-0367. L.J. v. M.P.**

Cuyahoga App. No. 109403, 2021-Ohio-312.

Kennedy, J., dissents.

**2021-0368. Sunderland v. Liberty Twp. Bd. of Zoning Appeals.**

Delaware App. No. 20 CAH 06 0023, 2021-Ohio-353.

Kennedy and Brunner, JJ., dissent.

**2021-0370. State v. Davis.**

Ashland App. No. 20-COA-017, 2021-Ohio-352.

Stewart and Brunner, JJ., dissent.

**2021-0375. State v. Taylor.**

Lawrence App. No. 19CA24, 2021-Ohio-585.

**2021-0380. State v. Smith.**

Cuyahoga App. No. 109402, 2021-Ohio-378.

**2021-0385. RRL Holding Co. of Ohio, L.L.C. v. Stewart.**

Franklin App. No. 19AP-674.

Brunner, J., not participating.

**2021-0388. State v. Banks.**

Cuyahoga App. No. 108166, 2021-Ohio-511.

**2021-0389. Anderson v. WBNS-TV, Inc.**

Franklin App. No. 17AP-660, 2020-Ohio-6933.

Kennedy, J., dissents.

Brunner, J., not participating.

**2021-0393. State v. Double.**

Medina App. No. 20CA0021-M, 2021-Ohio-632.

Kennedy, DeWine, and Brunner, JJ., dissent.

**2021-0405. State v. Fester.**

Clermont App. No. CA2019-05-043, 2021-Ohio-410.

**2021-0408. Nationstar Mtge., L.L.C. v. Jessie.**

Cuyahoga App. No. 109394, 2021-Ohio-439.

**2021-0411. In re D.F.**

Franklin App. No. 20AP-379, 2021-Ohio-446.

**2021-0412. Hartline v. Atkinson.**

Monroe App. No. 20 MO 0006, 2021-Ohio-575.

Stewart, J., dissents and would accept the appeal on proposition of law Nos. I through V and would hold the cause for the decisions in 2020-0812, *Peppertree Farms, L.L.C. v. Thonen*; 2020-0814, *Peppertree Farms, L.L.C. v. Thonen*; and 2020-0197, *Senterra, Ltd. v. Winland*.

**2021-0430. State v. Evans.**

Licking App. No. 2020CA00078, 2021-Ohio-590.

**2021-0438. State v. Mock.**

Cuyahoga App. No. 108837, 2020-Ohio-3667.

**2021-0445. State v. Cave.**

Scioto App. No. 20CA3921, 2021-Ohio-874.

**2021-0459. State v. Sands.**

Lake App. No. 2020-L-078, 2021-Ohio-659.

**2021-0465. Wells Fargo Bank, N.A. v. Shear.**

Hamilton App. No. C-190466.

Brunner, J., dissents.

**2021-0474. State v. Hillman.**

Franklin App. Nos. 14AP-252 and 14AP-253, 2014-Ohio-5760.

**2021-0476. In re Estate of Brown.**

Trumbull App. No. 2020-T-0049, 2021-Ohio-655.

Brunner, J., dissents.

**2021-0488. State v. Kincaid.**

Cuyahoga App. No. 109358, 2021-Ohio-583.

**2021-0500. State v. Washington.**

Lucas App. No. L-19-1190, 2021-Ohio-760.

**2021-0518. State v. Sowell.**

Butler App. No. CA2020-02-020, 2021-Ohio-889.

**RECONSIDERATION OF PRIOR DECISIONS**

**2020-0479. State ex rel. Armatas v. Plain Twp. Bd. of Trustees.**

Stark App. No. 2019-CA-00141, 2020-Ohio-1225. Reported at \_\_\_ Ohio St.3d \_\_\_, 2021-Ohio-1176, \_\_\_ N.E.3d \_\_\_. On motion for reconsideration. Motion denied.

**2020-0740. Disciplinary Counsel v. Polizzi.**

On Certified Report by the Board of Professional Conduct, No. 2019-014. Reported at \_\_\_ Ohio St.3d \_\_\_, 2021-Ohio-1136, \_\_\_ N.E.3d \_\_\_. On motion for reconsideration. Motion denied.

DeWine and Donnelly, JJ., dissent.

**2021-0076. State ex rel. Doe v. Ohio Dept. of Rehab. & Corr.**

Miscellaneous case. Reported at 162 Ohio St.3d 1426, 2021-Ohio-1202, 166 N.E.3d 23. On motion for reconsideration. Motion denied. Relators' request for mediation denied.

**2021-0138. Sbicca v. Sbicca.**

Franklin App. No. 19AP-840. Reported at 162 Ohio St.3d 1413, 2021-Ohio-961, 165 N.E.3d 329. On motion for reconsideration. Motion denied.

**2021-0145. Lloyd v. Thornsbery.**

Portage App. No. 19-P-0108, 2021-Ohio-240. Reported at 162 Ohio St.3d 1422, 2021-Ohio-1201, 166 N.E.3d 15. On amended motion for reconsideration. Motion denied.

**2021-0146. Lloyd v. Thornsbery.**

Portage App. No. 2019-P-0080, 2021-Ohio-239. Reported at 162 Ohio St.3d 1422, 2021-Ohio-1201, 166 N.E.3d 16. On amended motion for reconsideration. Motion denied.

**DISCIPLINARY MATTERS**

**2021-0436. Cleveland Metro. Bar Assn. v. Grendel.**

On Certified Report by the Board of Professional Conduct, No. 2020-067. David Stanley Grendel, Attorney Registration No. 0008276, last known business address in Independence, Ohio, publicly reprimanded.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

**2021-0437. Cleveland Metro. Bar Assn. v. Baker.**

On Certified Report by the Board of Professional Conduct, No. 2020-064. Anthony Baker, Attorney Registration No. 0084620, last known business address in Sheffield, Ohio, publicly reprimanded.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

**2021-0439. Disciplinary Counsel v. Simpson.**

On Certified Report by the Board of Professional Conduct, No. 2020-069. Matthew David Simpson, Attorney Registration No. 0093552, last known business address in Wadsworth, Ohio, suspended from the practice of law for six months, stayed on condition.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.