

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

July 6, 2021

[Cite as *07/06/2021 Case Announcements, 2021-Ohio-2270.*]

MOTION AND PROCEDURAL RULINGS

2021-0543. State v. Hale.

Muskingum App. No. CT2016-0048, 2017-Ohio-2844. On motion for leave to file delayed appeal. Motion denied.

2021-0636. State v. Watson.

Warren App. No. CA2014-08-110, 2015-Ohio-2321. On motion for leave to file delayed appeal. Motion denied.

APPEALS ACCEPTED FOR REVIEW

2021-0458. State v. Doughty.

Perry App. No. 20-CA-00001, 2021-Ohio-651. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

2021-0478. Hudson v. Greater Cleveland Regional Transit Auth.

Cuyahoga App. No. 109405, 2021-Ohio-576.
Kennedy, DeWine, and Stewart, JJ., dissent.

2021-0481. State v. Bellamy.

Delaware App. No. 19 CAA 08 0048, 2021-Ohio-40. Appeal accepted on proposition of law No. II.

DeWine, J., would accept the appeal on both propositions of law.
O'Connor, C.J., and Kennedy and Donnelly, JJ., dissent.

2021-0513. State v. Misch.

Lucas App. No. L-20-1094, 2021-Ohio-756. Sua sponte, cause held for the decision in 2020-0544 and 2020-0625, *State v. Hubbard*.

O'Connor, C.J., and Brunner, J., would accept the appeal on proposition of law No. II only and would hold the cause also for 2020-0549, *State v. Jarvis*.

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

Stewart, J., would hold the cause for 2020-0549, *State v. Jarvis*.

Fischer, J., dissents.

2021-0532. State v. Simmons.

Cuyahoga App. No. 109476, 2021-Ohio-939. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

DeWine, J., would hold the cause for the decision in 2020-1232, *State v. Downard*.

2021-0533. In re J.H.

Cuyahoga App. No. 109332, 2021-Ohio-700.

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

2021-0589. State v. Noble.

Lake App. Nos. 2020-L-079 and 2020-L-080, 2021-Ohio-1062. Appeal accepted on proposition of law Nos. III, IV, and V. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

Kennedy, J., would accept the appeal on all propositions of law.

DeWine, J., dissents.

2021-0629. State v. Stevens.

Muskingum App. No. CT2020-0010, 2021-Ohio-1156. Appeal accepted on proposition of law Nos. I and II. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

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

APPEALS NOT ACCEPTED FOR REVIEW

2021-0291. State v. Melendez.

Cuyahoga App. No. 109199, 2021-Ohio-840.

2021-0319. State v. Godsey.

Ashland App. No. 20-COA-008, 2020-Ohio-4223.

2021-0336. State v. Williams.

Trumbull App. No. 2019-T-28.

2021-0352. State v. Rodenberger.

Lucas App. No. L-19-1163, 2020-Ohio-6979.

2021-0360. State v. Long.

Franklin App. No. 20AP-168. Appellant's motion to take judicial notice denied.
Brunner, J., not participating.

2021-0394. State v. Swopes.

Cuyahoga App. No. 110172.
Donnelly and Brunner, JJ., dissent.

2021-0455. State v. Nelms.

Delaware App. No. 20 CAA 03 0018, 2020-Ohio-6845.

2021-0461. State v. Stanley.

Trumbull App. No. 2020-T-0039, 2021-Ohio-549.
Donnelly and Brunner, JJ., dissent.

2021-0463. Pugh v. Capital One Bank, N.A.

Lorain App. No. 20CA011643, 2021-Ohio-994.

2021-0464. Thomson v. Summit Cty. Sheriff's Dept.

Summit App. No. 29939. Appellant's motion to amend denied.

2021-0467. State v. Hall.

Wood App. No. WD-19-084, 2021-Ohio-983.

2021-0471. Lucas v. Byers.

Lake App. Nos. 2020-L-010, 2020-L-049, and 2020-L-050, 2021-Ohio-246.

2021-0472. State v. Townsend.

Cuyahoga App. No. 107186, 2021-Ohio-696.
Stewart, J., not participating.

2021-0477. Hillman v. Larrison.

Franklin App. No. 18AP-896, 2019-Ohio-2537.
Brunner, J., not participating.

2021-0482. State v. Freeman.

Cuyahoga App. No. 110325.
Donnelly, J., dissents.

2021-0485. State v. Calliens.

Cuyahoga App. No. 109005, 2020-Ohio-4064.
Stewart, J., dissents.

2021-0486. Miller v. Johnson.

Cuyahoga App. No. 109453, 2021-Ohio-441.

2021-0490. State v. Pooler.

Montgomery App. No. 28619, 2021-Ohio-607.

2021-0491. Corex Partners, L.L.C. v. Franklin Cty. Bd. of Revision.

Franklin App. No. 19AP-322, 2020-Ohio-3865.
Kennedy, J., dissents.

2021-0498. In re T.S.

Union App. Nos. 14-20-08 through 14-20-13, 2021-Ohio-638.

2021-0501. Asamoah v. Sygma Network, Inc.

Franklin App. No. 21AP-113.

2021-0502. Asamoah v. GM Fin.

Franklin App. No. 21AP-112. Appellee's motion to dismiss denied as moot.
O'Connor, C.J., and DeWine, J., would deny the motion.
Fischer, J., would grant the motion and decline the appeal as moot.
Donnelly, J., would grant the motion.

2021-0507. Holmes v. Cuyahoga Community College.

Cuyahoga App. No. 109548, 2021-Ohio-687.

2021-0509. Cleveland Police Patrolmen's Assn. v. Cleveland.

Cuyahoga App. No. 109351, 2021-Ohio-702.
Kennedy, Fischer, and DeWine, JJ., dissent.

2021-0512. State v. Stapleton.

Pickaway App. No. 19CA7, 2020-Ohio-4479.

2021-0514. State v. Jordan.

Cuyahoga App. No. 109345, 2021-Ohio-701.

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

2021-0515. McMillan v. McMillan.

Cuyahoga App. No. 109048, 2021-Ohio-698. Appellant's motion for leave to file amended notice of appeal denied.

Stewart, J., would grant the motion.

Donnelly, J., dissents.

2021-0516. State v. Daly.

Montgomery App. No. 28741, 2021-Ohio-873.

Brunner, J., dissents.

2021-0517. Lehmann v. Westhoeffter.

Tuscarawas App. No. 2020 AP 01 0001, 2021-Ohio-529.

2021-0520. State v. Kinney.

Belmont App. No. 18 BE 0011, 2021-Ohio-1243.

Donnelly, J., dissents.

2021-0521. In re T.T.

Lucas App. No. L-19-1280, 2021-Ohio-759.

Stewart and Brunner, JJ., dissent.

2021-0522. Hayes v. Durrani.

Hamilton App. No. C-190617, 2021-Ohio-725.

Brunner, J., dissents.

Fischer, J., not participating.

2021-0524. State v. Chester.

Stark App. No. 2020CA00028, 2021-Ohio-918.

Kennedy, J., dissents and would hold the cause for the decision in 2020-1266, *State v. Maddox*.

O'Connor, C.J., dissents and would accept the appeal on proposition of law No. III only to the extent that it challenges the Reagan Tokes Act and would hold the cause for the decision in 2020-1266, *State v. Maddox*.

2021-0525. State ex rel. Yost v. Monsanto Co.

Hamilton App. No. C-200460.

Brunner, J., dissents.

2021-0526. State v. Williams.

Fairfield App. No. 2019 CA 00050, 2021-Ohio-797.

2021-0527. State v. Stumph.

Hamilton App. No. C-190318, 2021-Ohio-723.

Donnelly and Stewart, JJ., dissent.

2021-0529. Welther v. Plageman.

Franklin App. No. 19AP-774, 2021-Ohio-713.

2021-0530. State v. Chishton.

Cuyahoga App. No. 108840, 2021-Ohio-697.

2021-0542. State v. Keim.

Trumbull App. Nos. 2020-T-0050 through 2020-T-0056, 2021-Ohio-793.

Fischer and Brunner, JJ., dissent.

2021-0548. In re J.H.

Franklin App. Nos. 19AP-517 and 19AP-518, 2021-Ohio-807.

2021-0554. State v. Florence.

Montgomery App. No. 28674, 2021-Ohio-867.

2021-0581. State v. Ogletree.

Cuyahoga App. No. 110057, 2021-Ohio-1092.

2021-0587. State v. Bell.

Portage App. No. 2020-P-0060, 2021-Ohio-899. Appellant's motion for stay denied as moot.

Kennedy, DeWine, and Donnelly, JJ., would deny the motion.

2021-0590. Organ Cole, L.L.P. v. Andrew.

Franklin App. No. 20AP-65, 2021-Ohio-924.

2021-0618. State v. Italiano.

Mahoning App. No. 19 MA 0095, 2021-Ohio-1283.

2021-0627. State v. King.

Montgomery App. No. 28807, 2021-Ohio-1113.

2021-0651. State v. Nicholson.

Cuyahoga App. No. 109570, 2021-Ohio-1300.

2021-0665. State v. Thompson.

Lucas App. No. L-19-1289, 2021-Ohio-1344.

RECONSIDERATION OF PRIOR DECISIONS

2020-0356. Lundeen v. Turner.

Cuyahoga App. No. 109240, 2020-Ohio-274. Reported at __ Ohio St.3d __, 2021-Ohio-1533, __ N.E.3d __. On motion for reconsideration. Motion denied.

2020-0883. State ex rel. US Tubular Prods., Inc. v. Indus. Comm.

Franklin App. No. 18AP-795, 2020-Ohio-3427. Reported at __ Ohio St.3d __, 2021-Ohio-1174, __ N.E.3d __. On motion for reconsideration. Motion denied.

Kennedy and DeWine, JJ., dissent.

Brunner, J., not participating.

2021-0109. Missionaries of the Sacred Heart, Inc. v. Ohio Dept. of Youth Servs.

Franklin App. No. 19AP-872, 2020-Ohio-5596. Reported at 163 Ohio St.3d 1409, 2021-Ohio-1559, 167 N.E.3d 964. On motion for reconsideration. Motion denied.

Donnelly and Brunner, JJ., dissent.

2021-0131. Siegel v. State.

Franklin App. No. 19AP-355, 2020-Ohio-4708. Reported at 162 Ohio St.3d 1438, 2021-Ohio-1399, 166 N.E.3d 1255. On motion for reconsideration. Motion denied. Brunner, J., not participating.

2021-0214. State v. Thomas.

Marion App. No. 9-19-73, 2020-Ohio-5379. Reported at 162 Ohio St.3d 1439, 2021-Ohio-1399, 166 N.E.3d 1262. On amended motion for reconsideration. Motion denied. Donnelly, J., dissents.

2021-0343. State v. Kratochvill.

Lake App. No. 2019-L-088, 2020-Ohio-7000. Reported at 163 Ohio St.3d 1419, 2021-Ohio-1606, 167 N.E.3d 974. On motion for reconsideration. Motion denied. DeWine, J., dissents.

2021-0350. State v. Feagin.

In Habeas Corpus. Reported at 162 Ohio St.3d 1437, 2021-Ohio-1399, 166 N.E.3d 1268. On motion for reconsideration. Motion denied. Petitioner's motion to strike, "second motion," "addition motion," "second addition motion," motion for mediation, and motion for leave to redact denied.