

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 14, 2021

[Cite as *12/14/2021 Case Announcements*, 2021-Ohio-4289.]

MERIT DECISIONS WITHOUT OPINIONS

2021-1320. State v. Allen.

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

2018-0757. State v. Worley.

Fulton C.P. No. 16CR000106. On application for reopening under S.Ct.Prac.R. 11.06. Application denied.

2021-1262. State v. Shine-Johnson.

Franklin App. No. 17AP-194, 2018-Ohio-3347. On motion for leave to file delayed appeal. Motion denied.

2021-1275. State v. Piatt.

Wayne App. No. 19AP0023, 2020-Ohio-1177. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

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

APPEALS ACCEPTED FOR REVIEW

2021-1087. Willow Grove, Ltd. v. Olmsted Twp. Bd. of Zoning Appeals.

Cuyahoga App. No. 109319, 2021-Ohio-2510. Appeal accepted and cross-appeal not accepted.

O'Connor, C.J., and Fischer and DeWine, JJ., would not accept the appeal.
Kennedy, Donnelly, and Stewart, JJ., would accept the cross-appeal.

2021-1158. State v. Morris.

Ashland App. No. 20-COA-015, 2021-Ohio-2646. Appeal accepted on proposition of law No. II.

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

Donnelly, Stewart, and Brunner, JJ., would accept the appeal on both propositions of law and would hold the cause for the decision in 2019-0912, *State v. Grevious*.

2021-1163. Stewart v. Solutions Community Counseling & Recovery Ctrs., Inc.

Warren App. No. CA2021-01-008, 2021-Ohio-2635.

DeWine, Donnelly, and Stewart, JJ., dissent.

2021-1182. State v. Troisi.

Cuyahoga App. Nos. 109871, 109874, 109875, and 109876, 2021-Ohio-2678.

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

APPEALS NOT ACCEPTED FOR REVIEW

2021-0535. State v. Walker.

Hamilton App. No. C-190193, 2020-Ohio-1581.

2021-0927. State v. Brown.

Lucas App. No. L-20-1052, 2021-Ohio-1674.

2021-0936. State v. D-Bey.

Cuyahoga App. No. 109100.

2021-0941. State v. Sims.

Cuyahoga App. No. 109355.

2021-1094. Elizon Master Participation Trust I, U.S. Bank Trust Natl. Assn. v. Metzger.

Montgomery App. No. 29077.

2021-1135. Hersh v. Grumer.

Cuyahoga App. No. 109430, 2021-Ohio-2582.

Kennedy and Brunner, JJ., dissent.

2021-1160. State v. Parks.

Lake App. No. 2021-L-021, 2021-Ohio-2883.

2021-1162. Musial Offices, Ltd. v. Cuyahoga Cty.

Cuyahoga App. No. 108810, 2021-Ohio-2325.

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

2021-1164. Shoregate Towers Partners, L.L.C. v. Antebi.

Cuyahoga App. No. 109817, 2021-Ohio-2688.

2021-1166. Huber Hts. Veterans Club, Inc. v. Grande Voiture D'Ohio La Societe Des 40 Hommes Et 8 Chevaux.

Montgomery App. No. 29078, 2021-Ohio-2695.

2021-1168. Ohio Power Co. v. Burns.

Washington App. Nos. 20CA19 through 20CA22, 2021-Ohio-2714.

Fischer, DeWine, and Donnelly, JJ., dissent.

2021-1173. State v. R.L.R.

Franklin App. No. 20AP-457, 2021-Ohio-2657.

2021-1174. Griffith v. Chelsea Condominium.

Cuyahoga App. No. 110550.

2021-1179. State v. Thompson.

Lucas App. Nos. L-19-1077 and L-19-1244, 2020-Ohio-3131.

2021-1183. Gibbs v. Firefighters Community Credit Union.

Cuyahoga App. No. 109929, 2021-Ohio-2679.

Kennedy, DeWine, and Donnelly, JJ., dissent.

2021-1185. Rector v. Dorsey.

Cuyahoga App. No. 109835, 2021-Ohio-2675.

2021-1191. State v. Clegg.

Delaware App. No. 20 CAA 09 0035, 2021-Ohio-2736.

2021-1194. State v. Fowler.

Columbiana App. No. 20 CO 0002, 2021-Ohio-2854.

Donnelly, J., dissents.

2021-1201. Reinhold v. Reinhold.

Miami App. Nos. 2020-CA-8 and 2021-CA-1, 2021-Ohio-2786.

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

2021-1202. Assured Admin., L.L.C. v. Young.

Warren App. Nos. CA2020-11-078 and CA2020-12-093, 2021-Ohio-2159.

2021-1203. State v. Clark.

Cuyahoga App. No. 110037, 2021-Ohio-2771.

Donnelly, J., dissents and would hold the cause for the decisions in 2021-0691, *State v. Lewis*, and 2021-0172, *State v. Blanton*.

2021-1207. FV-I, Inc. v. Townsend-Young.

Cuyahoga App. No. 109191, 2020-Ohio-5184.

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

2021-1208. State v. Lawless.

Ashland App. No. 21 COA 001, 2021-Ohio-2828.

2021-1212. 180 Degree Solutions, L.L.C. v. Metron Nutraceuticals, L.L.C.

Cuyahoga App. No. 109986, 2021-Ohio-2769.

2021-1213. State v. Hughes.

Cuyahoga App. No. 109563, 2021-Ohio-2764.

2021-1214. State v. Phillips.

Cuyahoga App. No. 110148, 2021-Ohio-2772.

2021-1218. Shie v. Ohio Adult Parole Auth.
Cuyahoga App. No. 110252, 2021-Ohio-3038.

2021-1225. State v. White.
Licking App. No. 21CA0045.

2021-1226. Zipkin v. FirstMerit Bank, N.A.
Cuyahoga App. No. 109501, 2021-Ohio-2583.
Fischer, J., dissents.
Donnelly, J., not participating.

2021-1227. Saint Paris v. Galluzzo.
Champaign App. No. 2021-CA-7, 2021-Ohio-2861.

2021-1231. State v. Giaunque.
Ashland App. No. 21-COA-007.

2021-1237. State v. Lee.
Cuyahoga App. No. 109215, 2021-Ohio-2925.

2021-1238. State v. Rodenberger.
Lucas App. No. L-19-1163, 2020-Ohio-6979.

2021-1240. State v. Merritt.
Richland App. No. 2020 CA 0063, 2021-Ohio-2847.

2021-1241. State v. Snowden.
Trumbull App. No. 2021-T-0008, 2021-Ohio-2885.

2021-1244. TruLogic, Inc. v. Gen. Elec. Co.
Greene App. No. 2021-CA-3, 2021-Ohio-2860.
Fischer, J., dissents.

2021-1245. Bank of Am. Corp. v. Haley.
Summit App. No. 29644, 2021-Ohio-2018.

2021-1246. State v. Attia.
Lake App. No. 2021-L-003, 2021-Ohio-2890.

2021-1248. Pietrangelo v. Hudson.

Cuyahoga App. No. 110365.

2021-1265. Norton v. Dominion Energy Servs., Inc.

Summit App. No. 29543, 2021-Ohio-1278.

2021-1268. State v. Wilson.

Franklin App. No. 20AP-556, 2021-Ohio-3046.

Brunner, J., dissents and would hold the cause for the decision in 2020-0648, *State v. Bethel*.

2021-1271. State v. Pedraza.

Medina App. No. 20CA0067-M, 2021-Ohio-2976.

2021-1288. State v. Taylor.

Montgomery App. No. 23990.

2021-1294. Logan v. Access Ohio, L.L.C.

Franklin App. No. 20AP-422, 2021-Ohio-3219. Appellant's motion to accept documents in support of memorandum denied.

2021-1300. State v. Hill.

Franklin App. No. 19AP-711, 2021-Ohio-132.

2021-1303. State v. Wagner.

Cuyahoga App. No. 109678, 2021-Ohio-3107.

2021-1305. State v. Gross.

Lake App. No. 2021-L-042, 2021-Ohio-3289. Appellant's request for leave to attach supporting trial transcripts denied.

RECONSIDERATION OF PRIOR DECISIONS

2020-1447. Griffin v. Sehlmeier.

In Mandamus. Reported at __ Ohio St.3d __, 2021-Ohio-3624, __ N.E.3d __. On motion for court's reconsideration brief. Motion denied.

Donnelly and Stewart, JJ., dissent.

2021-0888. RHDK Oil & Gas, L.L.C. v. Willowbrook Coal Co.

Tuscarawas App. No. 2020 AP 08 0017, 2021-Ohio-1362. Reported at 164 Ohio St.3d 1448, 2021-Ohio-3336, 173 N.E.3d 1242. On motion for reconsideration. Motion denied.

2021-0890. State v. Fields.

Cuyahoga App. No. 109664, 2021-Ohio-1880. Reported at 164 Ohio St.3d 1448, 2021-Ohio-3336, 173 N.E.3d 1246. On motion for reconsideration. Motion denied.

2021-0912. Hickory Hills v. Makris.

Mahoning App. No. 21 MA 0041. Reported at 164 Ohio St.3d 1460, 2021-Ohio-3594, 174 N.E.3d 816. On motion for reconsideration. Motion denied. Appellants' emergency motion for reconsideration and motion for emergency injunctive relief and contempt denied.

2021-0935. Miller v. Camillus.

In Procedendo. Reported at 164 Ohio St.3d 1455, 2021-Ohio-3438, 174 N.E.3d 800. On motion for reconsideration. Motion denied.

2021-0977. State v. Ramilla.

Greene App. No. 2021CA0019. Reported at 164 Ohio St.3d 1449, 2021-Ohio-3336, 173 N.E.3d 1246. On motion for reconsideration. Motion denied.

2021-1136. Lakefront at W. Chester, L.L.C. v. Holmes.

Butler App. No. CA2021-09-108. Reported at 165 Ohio St.3d 1404, 2021-Ohio-3714, 175 N.E.3d 550. On amended motion for reconsideration. Motion denied. Appellant's emergency motion for a stay and/or temporary restraining order pending appeal denied.