

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

April 13, 2022

[Cite as *04/13/2022 Case Announcements*, 2022-Ohio-1156.]

MERIT DECISIONS WITH OPINIONS

2021-0207. Norman v. Kellie Auto Sales, Inc., Slip Opinion No. 2022-Ohio-1198.

Franklin App. No. 18AP-32, **2020-Ohio-6953**. Judgment affirmed on the authority of *Jezerinac v. Dioun*, __ Ohio St.3d __, 2022-Ohio-509, __ N.E.3d __.

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

Brunner, J., not participating.

2021-1330. Key Realty, Ltd. v. Hall, Slip Opinion No. 2022-Ohio-1199.

Lucas App. No. L-19-1237, **2021-Ohio-1868**. Judgment affirmed on the authority of *Jezerinac v. Dioun*, __ Ohio St.3d __, 2022-Ohio-509, __ N.E.3d __.

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

MERIT DECISIONS WITHOUT OPINIONS

2021-1068. In re Application of Dayton Power & Light Co.

Public Utilities Commission, Nos. 08-1094-EL-SSO, 08-1095-EL-ATA, 08-1096-EL-AAM, and 08-1097-EL-UNC. Sua sponte, appeal and cross-appeal dismissed as premature for lack of jurisdiction.

Kennedy and DeWine, JJ., dissent and would issue a show-cause order.

2021-1505. State ex rel. Marc I. Strauss Children’s Trust II v. O’Donnell.

In Mandamus and Prohibition. On relator’s motion for issuance of peremptory writ or, alternatively, expedited proceedings and other relief. Motion denied as moot. Respondent’s motion to dismiss granted. Cause dismissed.

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

2021-1592. State ex rel. Hunt v. E. Cleveland.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05: The parties shall file any evidence they intend to present within 20 days, relators shall file a brief within 10 days after the filing of the evidence, respondent shall file a brief within 20 days after the filing of relators’ brief, and relators may file a reply brief within 7 days after the filing of respondent’s brief.

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

2022-0006. State v. Carter.

In Mandamus. On relator’s motion to pause. Motion denied. Sua sponte, cause dismissed.

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

2022-0021. State ex rel. Allen v. Ross.

In Mandamus. On respondent’s motion to dismiss amended complaint. Motion granted. Cause dismissed.

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

2022-0043. Melvin v. Greene Cty. Adult Detention Ctr.

In Mandamus. On respondent’s motion to dismiss. Motion granted. Cause dismissed.

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

2022-0049. Hopkins v. Prosecutor.

In Prohibition. On respondent’s motion to dismiss. Motion granted. Cause dismissed.

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

2022-0066. Thornton v. Greene Cty. Adult Detention Ctr. Mail Dept.

In Prohibition. On respondent's motion to dismiss. Motion granted. Respondent's motion to remove argument one of respondent's motion to dismiss from the court's consideration granted. Cause dismissed.

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

2022-0082. Cantor v. Greene Cty. Adult Detention Ctr. Mail Dept.

In Prohibition. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

2022-0100. In re Estate of Jenkins.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

2022-0102. Miller v. Camillus.

In Procedendo. On respondents' motion to dismiss. Motion granted. Cause dismissed.

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

2022-0172. Valentine v. Gall.

In Procedendo. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

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

Franklin App. No. 21AP-113. On appellant's motion for relief from judgment. Motion denied.

2021-0503. Asamoah v. TigerPoly Mfg., Inc.

Franklin App. No. 21AP-114. On appellant's motion for relief from judgment. Motion denied.

2021-1254. State v. Bortree.

Logan App. No. 8-20-67, **2021-Ohio-2873**. On appellant's motion to suspend the execution of sentence and application for bail pending appeal. Motion and application denied.

2021-1351. Asamoah v. TS Tech Americas, Inc.

Franklin App. No. 21AP-404. On appellant's motion for court costs, attorney fees, and expenses. Motion denied. Appellant's motion for relief from judgment denied. Fischer, J., not participating.

2021-1371. Asamoah v. Capital One.

Franklin App. No. 21AP-499. On appellant's motions for award of court costs, attorney fees, and expenses. Motions denied. Appellant's motion for relief from judgment denied.

2021-1372. Asamoah v. Pennsylvania Higher Edn. Assistance Agency.

Franklin App. No. 21AP-512. On appellant's motion for relief from judgment. Motion denied.

2022-0146. State v. Patterson.

Lake App. No. 2021-L-062, **2021-Ohio-4617**. On review of order certifying a conflict. The court determines that no conflict exists. Cause dismissed.

APPEALS ACCEPTED FOR REVIEW

2022-0147. State v. Patterson.

Lake App. No. 2021-L-062, **2021-Ohio-4617**. Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

APPEALS NOT ACCEPTED FOR REVIEW

2022-0001. State v. Culler.

Columbiana App. No. 20 CO 0030, **2021-Ohio-4642**.
Donnelly and Brunner, JJ., dissent.

2022-0113. State v. Walton.

Butler App. No. CA2020-12-124, **2021-Ohio-3958.**

Donnelly, Stewart, and Brunner, JJ., dissent.