

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

February 1, 2022

[Cite as *02/01/2022 Case Announcements*, 2022-Ohio-258.]

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## MERIT DECISIONS WITHOUT OPINIONS

**2021-1461. State ex rel. Myers v. Turner.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1465. Saunders v. Greene Cty. Court of Common Pleas.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1466. Johnson v. Greene Cty. Court of Common Pleas.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1468. Nolan v. Greene Cty. Court of Common Pleas.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1476. State v. McDonald.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1502. McComas v. Greene Cty. Court of Common Pleas.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1506. Davis v. Jones.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1509. Hopkins v. Fairborn Mun. Court.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1521. State ex rel. Wilson v. Hildebrand.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1524. State v. Carter.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2021-1525. Thornton v. Greene Cty. Court of Common Pleas.**

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**

**2021-1442. State v. Brown.**

Mahoning App. No. 19 MA 0136, 2021-Ohio-2853. 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 DeWine, J., dissent.

**2021-1443. State v. Fulford.**

Muskingum App. No. CT2020-0021, 2021-Ohio-356. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

**2021-1450. State v. Ladson.**

Cuyahoga App. No. 105914, 2018-Ohio-1299. 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 DeWine and Brunner, JJ., dissent.

**APPEALS ACCEPTED FOR REVIEW**

**2021-1395. State v. Joyce.**

Lake App. No. 2021-L-006, 2021-Ohio-3476. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

DeWine, J., dissents.

**2021-1398. State v. Waggle.**

Muskingum App. No. CT2020-55, 2021-Ohio-3457. Sua sponte, cause held for the decision in 2020-1266, *State v. Maddox*.

**APPEALS NOT ACCEPTED FOR REVIEW**

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

Franklin App. No. 21AP-404.

**2021-1359. Huston v. Huston.**

Summit App. No. 30123.

**2021-1360. State v. Fry.**

Cuyahoga App. No. 109593, 2021-Ohio-2838.

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

**2021-1362. Jaffe v. Cleveland Clinic Found.**

Cuyahoga App. No. 110164.

**2021-1366. Hennessy v. Durrani.**

Hamilton App. Nos. C-200145 through C-200148.

Fischer, J., not participating.

**2021-1368. Upchurch v. Durrani.**

Hamilton App. No. C-200384.

Fischer, J., not participating.

**2021-1369. State v. Arab.**

Lucas App. No. L-20-1119, 2021-Ohio-3378.

**2021-1371. Asamoah v. Capital One.**

Franklin App. No. 21AP-499. Appellant's motion to impose sanctions denied.

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

Franklin App. No. 21AP-512.

**2021-1373. State v. Pennington.**

Hamilton App. No. C-200358, 2021-Ohio-3365.

Fischer and DeWine, JJ., not participating.

**2021-1378. State v. Brenson.**

Delaware App. No. 21CAA060029.

Brunner, J., dissents and would remand the cause for the court of appeals to consider Civ.R. 6(D) and App.R. 14(C).

**2021-1381. Schlegel v. Summit Cty.**

Summit App. No. 29804, 2021-Ohio-3451.

**2021-1382. Pollock v. Brian J. Britt, D.D.S., L.L.C.**

Cuyahoga App. No. 110489, 2021-Ohio-3820.

Donnelly and Brunner, JJ., dissent.

**2021-1383. State v. King.**

Stark App. No. 2020 CA 00064, 2021-Ohio-1636.

**2021-1384. Lilly v. Neal.**

Montgomery App. No. CA 29148.

**2021-1385. Dayton v. Stewart.**

Montgomery App. No. 29056, 2021-Ohio-3518.

Stewart, J., dissents.

**2021-1388. Patterson v. Am. Family Ins. Co.**

Medina App. Nos. 20CA0075-M and 20CA0078-M. Appellee's motion/notice to assert conditional cross-proposition of law denied.

O'Connor, C.J., and Donnelly and Brunner, JJ., would deny appellee's motion as moot.

**2021-1390. Patrick v. Patrick.**

Cuyahoga App. No. 110979.

Brunner, J., dissents.

**2021-1396. Eaton Twp. Bd. of Trustees v. Grafton.**

Lorain App. Nos. 19CA011555 and 19CA011559, 2021-Ohio-3446.

**2021-1397. In re Guardianship of Baker.**

Montgomery App. No. 29145, 2021-Ohio-3692.

Donnelly, J., dissents.

**2021-1399. State v. Andrews.**

Lucas App. No. L-20-1199, 2021-Ohio-3507.

Stewart, J., dissents.

**2021-1400. Martcheva v. Dayton Bd. of Edn.**

Montgomery App. No. 29144, 2021-Ohio-3524.

**2021-1417. State v. Harris.**

Summit App. No. 29583, 2020-Ohio-4365.

**2021-1429. State v. Neff.**

Ottawa App. No. OT-20-004.

**2021-1430. Wisheart v. Wisheart.**

Preble App. No. CA2021-01-001, 2021-Ohio-3649.

**2021-1435. In re J.R.**

Cuyahoga App. Nos. 110397 and 110398, 2021-Ohio-3673.

**2021-1441. State v. Miller.**

Lake App. No. 2021-L-040, 2021-Ohio-3882.

**2021-1447. Jackson v. Ohio Dept. of Rehab. & Corr.**

Franklin App. No. 21AP-96.

Brunner, J., dissents.

**2021-1452. State v. Davic.**

Franklin App. No. 11AP-555, 2012-Ohio-952.

**2021-1456. State v. Jackson.**

Montgomery App. No. 29001, 2021-Ohio-3115.

**2021-1472. State v. Stiver.**

Hamilton App. No. C-210229, 2021-Ohio-3713.

## **RECONSIDERATION OF PRIOR DECISIONS**

**2021-1113. C.S. v. G.T.**

Franklin App. No. 19AP-804. Reported at 165 Ohio St.3d 1456, 2021-Ohio-4033, 176 N.E.3d 759. On motion for reconsideration and production of a certificate of the existence of a federal question. Motion denied.

**2021-1115. Taylor v. Butler Cty. Court of Common Pleas.**

In Prohibition. Reported at 165 Ohio St.3d 1454, 2021-Ohio-4033, 176 N.E.3d 754. On motion for reconsideration. Motion denied. Demands “for dismissal for fraud on the court” and “for validation of subscribed oath of office” denied. “Private, international, administrative remedy demand No. GBR-04072020-ALT” denied.