

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 30, 2022

[Cite as *12/30/2022 Case Announcements*, 2022-Ohio-4763.]

MERIT DECISIONS WITH OPINIONS

2020-0677. Eighmey v. Cleveland, Slip Opinion No. 2022-Ohio-4729.

Cuyahoga App. No. 108540, **2020-Ohio-1500**. Judgment reversed on the authority of *Lycan v. Cleveland*, __ Ohio St.3d __, 2022-Ohio-4676, __ N.E.3d __.

Kennedy, DeWine, Stewart, and Brunner, JJ., concur.

O'Connor, C.J., and Donnelly, J., dissent for the reasons set forth in Chief Justice O'Connor's dissenting opinion in *Lycan*.

Fischer, J., dissents and would order briefing.

2020-1032. Lindsay v. Garfield Hts., Slip Opinion No. 2022-Ohio-4730.

Cuyahoga App. No. 108967, **2020-Ohio-3672**. Judgment reversed on the authority of *Lycan v. Cleveland*, __ Ohio St.3d __, 2022-Ohio-4676, __ N.E.3d __.

Kennedy, DeWine, Stewart, and Brunner, JJ., concur.

O'Connor, C.J., and Donnelly, J., dissent for the reasons set forth in Chief Justice O'Connor's dissenting opinion in *Lycan*.

Fischer, J., dissents and would order briefing.

2022-0296. State v. Dickerson, Slip Opinion No. 2022-Ohio-4732.

Cuyahoga App. No. 109434, **2022-Ohio-298**. Judgment reversed on the authority of *State v. Bourn*, __ Ohio St.3d __, 2022-Ohio-4321, __ N.E.3d __, and cause remanded.

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

Donnelly and Stewart, JJ., would dismiss the appeal as having been improvidently accepted.

Brunner, J., dissents for the reasons set forth in her dissenting opinion in *Bourn*.

2022-0297. State v. Jenkins, Slip Opinion No. 2022-Ohio-4731.

Cuyahoga App. No. 109421, **2022-Ohio-297**. Judgment reversed on the authority of *State v. Bourn*, __ Ohio St.3d __, 2022-Ohio-4321, __ N.E.3d __, and cause remanded.

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

Donnelly and Stewart, JJ., would dismiss the appeal as having been improvidently accepted.

Brunner, J., dissents for the reasons set forth in her dissenting opinion in *Bourn*.

MOTION AND PROCEDURAL RULINGS

2022-0926. McNutt v. Kiggans.

In Habeas Corpus and Prohibition. On petitioners' "motion for peaceful protest." Motion denied as moot.

MISCELLANEOUS DISMISSALS

2022-1045. State ex rel. Howard v. Ohio Dept. of Rehab. & Corr.

In Mandamus. Relator has not filed a merit brief, due December 9, 2022, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence. Cause dismissed.

2022-1513. Dayton Bar Assn. v. McKinney.

On respondent's counsel's suggestion of respondent's death. Cause dismissed.