

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

March 1, 2022

[Cite as *03/01/2022 Case Announcements, 2022-Ohio-554.*]

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## MERIT DECISIONS WITHOUT OPINIONS

**2022-0031. Smith 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.

**2022-0041. Tentman v. Barbarette.**

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

**2021-1580. State v. Moore.**

Montgomery App. No. 28640, 2021-Ohio-1114. 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.

**2022-0020. State v. Monaco.**

Tuscarawas App. No. 2021 AP 01 0002, 2021-Ohio-3888. 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., dissents.

## APPEALS ACCEPTED FOR REVIEW

### **2021-1484. Scott v. Durrani.**

Hamilton App. No. C-180641, 2021-Ohio-5351. Sua sponte, cause held for the decision in 2021-1352, *Elliot v. Durrani*.

Fischer and DeWine, JJ., not participating.

### **2021-1485. Schuster v. Durrani.**

Hamilton App. No. C-180687, 2020-Ohio-3789. Sua sponte, cause held for the decision in 2021-1352, *Elliot v. Durrani*.

Fischer and DeWine, JJ., not participating.

### **2021-1529. EMOI Servs., L.L.C. v. Owners Ins. Co.**

Montgomery App. No. 29128, 2021-Ohio-3942.

O'Connor, C.J., and Fischer and Brunner, JJ., dissent.

### **2021-1561. State v. Cobb.**

Allen App. No. 01-20-43, 2021-Ohio-3877. Appeal accepted on proposition of law No. I. Sua sponte, cause held for the decision in 2020-1189 and 2020-1250, *State v. Brooks*.

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

## APPEALS NOT ACCEPTED FOR REVIEW

### **2021-1328. State v. Vanover.**

Geauga App. No. 2020-G-0268, 2021-Ohio-3172.

### **2021-1493. State v. Jones.**

Cuyahoga App. No. 110405, 2021-Ohio-3930.

### **2021-1494. State v. Robinson.**

Logan App. No. 8-21-30.

### **2021-1496. Sammons v. Keystone Am., Inc.**

Licking App. Nos. 2021 CA 00038 and 2021 CA 00039, 2021-Ohio-3885.

Brunner, J., dissents.

**2021-1500. State v. Cooper.**

Portage App. No. 2020-P-0086, 2021-Ohio-4057.

**2021-1503. Thomson v. Boss Excavating & Grading, Inc.**

Franklin App. No. 20AP-263, 2021-Ohio-3743.

O'Connor, C.J., and Stewart and Brunner, JJ., dissent.

**2021-1514. State v. Kidd.**

Hamilton App. No. C-200356, 2021-Ohio-3838.

Brunner, J., dissents and would accept the appeal on proposition of law Nos. I and II.

DeWine, J., not participating.

**2021-1520. State v. Blackburn.**

Jackson App. No. 20CA8, 2021-Ohio-4040.

**2021-1522. Verbillion v. Enon Sand & Gravel, L.L.C.**

Clark App. No. 2021-CA-1, 2021-Ohio-3850.

Kennedy and DeWine, JJ., dissent.

**2021-1530. G.E. v. Fortner.**

Summit App. No. 28992, 2021-Ohio-1049.

DeWine, J., dissents and would accept the appeal on proposition of law Nos. I and II.

**2021-1531. Helms v. Dept. of Neighborhood Assistance.**

Summit App. No. 29791, 2021-Ohio-2667.

**2021-1534. Columbus v. Wynn.**

Franklin App. No. 20AP-479, 2021-Ohio-3934.

**2021-1535. State v. Boler.**

Athens App. No. 20CA09, 2021-Ohio-4081.

**2021-1541. State v. Feathers.**

Portage App. No. 2021-P-0004, 2021-Ohio-4137.

**2021-1543. State v. Feathers.**

Portage App. No. 2020-P-0068, 2021-Ohio-2886.

**2021-1544. State v. Feathers.**

Portage App. No. 2020-P-0069, 2021-Ohio-2886.

**2021-1545. State v. Feathers.**

Portage App. No. 2020-P-0070, 2021-Ohio-2881.

**2021-1546. State v. Feathers.**

Portage App. No. 2020-P-0071, 2021-Ohio-2881.

**2021-1547. State v. Feathers.**

Portage App. No. 2020-P-0072, 2021-Ohio-2881.

**2021-1550. Jaroscak v. State Pharmacy Bd.**

Lorain App. No. 20CA011672, 2021-Ohio-3867.

Fischer and Donnelly, JJ., dissent.

**2021-1553. State v. Krouskoupf.**

Muskingum App. No. CT2021-0036, 2021-Ohio-3968.

**2021-1554. State v. Hulbert.**

Van Wert App. No. 15-19-07, 2021-Ohio-2298.

**2021-1556. State v. Carroll.**

Coshocton App. No. 2021CA0020, 2021-Ohio-3937.

**2021-1559. In re A.J.**

Hamilton App. No. C-210111, 2021-Ohio-3917.

Stewart, J., dissents.

DeWine, J., not participating.

**2021-1565. State v. Fisher.**

Hamilton App. Nos. C-200461 and C-200463 through C-200465.

Kennedy and Stewart, JJ., dissent.

DeWine, J., not participating.

**2021-1566. Solon v. Solon.**

Stark App. No. 2020CA00116.

**2021-1570. State v. Van Horn.**

Cuyahoga App. No. 98751, 2021-Ohio-4129.

**2021-1571. State v. Homa.**

Lake App. No. 2021-L-038, 2021-Ohio-3974.

Fischer and Donnelly, JJ., dissent and would accept the appeal on proposition of law No. II and would hold the cause for the decision in 2020-1266, *State v. Maddox*.

**2021-1576. State v. Terry.**

Warren App. No. CA2021-04-029, 2021-Ohio-4043.

**2021-1582. Bankers Guarantee Title & Trust Co. v. Moyer.**

Lake App. No. 2021-L-029, 2021-Ohio-4058.

**2022-0005. State v. Lynch.**

Hamilton App. No. C-210234, 2021-Ohio-4094.

Donnelly and Brunner, JJ., dissent.

William A. Klatt, J., of the Tenth District Court of Appeals, sitting for Fischer, J.

Lisa L. Sadler, J., of the Tenth District Court of Appeals, sitting for DeWine, J.

**2022-0010. Beckett v. Rosza.**

Jefferson App. No. 21 JE 0003, 2021-Ohio-4298.

Fischer, Donnelly, and Brunner, JJ., dissent and would hold the cause for the decision in 2020-0773 and 2020-0861, *Fonzi v. Brown*.

## RECONSIDERATION OF PRIOR DECISIONS

**2021-1274. State v. Salyers.**

Allen App. No. 1-20-55, 2021-Ohio-2978. Reported at 165 Ohio St.3d 1494, 2021-Ohio-4515, 178 N.E.3d 529. On motion for reconsideration. Motion denied.

Donnelly and Brunner, JJ., dissent.