

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

August 16, 2022

[Cite as *08/16/2022 Case Announcements, 2022-Ohio-2765.*]

MOTION AND PROCEDURAL RULINGS

2022-0772. State v. Smith.

Franklin App. No. 09AP-981. On motion for leave to file delayed appeal. Motion denied.

2022-0800. State v. Wood.

Madison App. No. CA2018-07-022. On motion for leave to file delayed appeal. Motion denied.

Brunner, J., dissents.

APPEALS ACCEPTED FOR REVIEW

2022-0632. State v. Bond.

Cuyahoga App. No. 110520, [2022-Ohio-1246](#). Appeal accepted on proposition of law Nos. I, II, and III. Sua sponte, cause held for the decision in 2021-0579, *State v. Bunch*.

DeWine, J., would accept the appeal on proposition of law No. II only.

Stewart and Brunner, JJ., would accept the appeal on all propositions of law.

Kennedy and Fischer, JJ., dissent.

2022-0647. State v. D.S.

Cuyahoga App. No. 110134, [2022-Ohio-1229](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0649. State v. Watkins.

Cuyahoga App. No. 110355, [2022-Ohio-1231](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0665. State v. Toney.

Cuyahoga App. No. 110790, [2022-Ohio-1319](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0676. State v. Vince.

Cuyahoga App. No. 110798, [2022-Ohio-1320](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0681. State v. Ratliff.

Guernsey App. No. 21CA000016, [2022-Ohio-1372](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0682. State v. Butts.

Cuyahoga App. No. 110819, [2022-Ohio-1322](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

2022-0732. McCarthy v. Lee.

Franklin App. No. 21AP-426, [2022-Ohio-1413](#).

Kennedy and DeWine, JJ., dissent.

Fischer, J., not participating.

2022-0779. State v. Mills.

Lucas App. No. L-20-1084, [2022-Ohio-969](#).

O'Connor, C.J., and Donnelly, J., would hold the cause for the decision in 2021-0998, *State v. Hough*.

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

APPEALS NOT ACCEPTED FOR REVIEW

2022-0456. Horvath v. Barberton Bd. of Bldg. & Zoning Appeals.

Summit App. No. CA 29921, [2022-Ohio-1302](#).

2022-0576. State v. Love.

Columbiana App. No. 21 CO 0009, [2022-Ohio-1454](#). Appeal and cross-appeal not accepted.

Kennedy and DeWine, JJ., would accept the appeal.

2022-0616. State v. Eaton.

Montgomery App. No. 29098, [2022-Ohio-1340](#).

2022-0618. State v. Powell.

Montgomery App. No. 29097, [2022-Ohio-1343](#).

2022-0634. State v. Fryer.

Perry App. No. 21-CA-00015, [2022-Ohio-1374](#).

2022-0653. State v. Stewart.

Cuyahoga App. No. 110547, [2022-Ohio-1312](#).

2022-0662. Landings at Beckett Ridge v. Holmes.

Butler App. No. CA2021-09-118, [2022-Ohio-1272](#).

2022-0663. Stachura v. Toledo.

Lucas App. No. L-19-1269, [2022-Ohio-345](#).

2022-0664. Stalder v. Gatchell.

Monroe App. No. 20 MO 0010, [2022-Ohio-1325](#).

Kennedy, J., dissents.

2022-0666. Morgan v. Natale.

Trumbull App. No. 2021-T-0038, [2022-Ohio-1281](#). Appellant's motion to strike memo opposing motion to strike of appellee Julie Randolph and Randolph's motion to declare appellant a vexatious litigator, motion to strike appellee Linda Baer Bigley's response and exhibits A and B, motion to estop and prohibit appellee Julie Randolph and her counsel Raymond L. Hartsough from filing frivolous, false, and harassing filings, motion for sanctions against appellee Julie Randolph and her counsel Raymond J. Hartsough, motion to vacate the June 13, 2012 journal entry, and motion for enforcement of appellant's original dissolution and separation agreement contract denied. Appellee Julie Randolph's motion to strike appellant's June 11, 2022 pleading and renewed motion to declare appellant a vexatious litigator denied.

Brunner, J., would deny as moot appellant's motion to strike memo, would strike appellant's motion for enforcement, and would grant appellee Julie Randolph's motion to strike.

2022-0669. State v. Washington.

Miami App. No. 2020-CA-18, [2022-Ohio-1426](#).

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

2022-0672. Pulaski v. Bur. of Workers' Comp.

Montgomery App. No. 29356, [2022-Ohio-1344](#).

Kennedy, J., dissents.

2022-0673. State v. Greene.

Auglaize App. No. 2-21-07, [2022-Ohio-1357](#).

2022-0679. Rodriguez v. Catholic Charities Corp.

Cuyahoga App. No. 110743, [2022-Ohio-1317](#).

2022-0684. State v. Triplett.

Delaware App. No. 21 CAA 06 0031, [2022-Ohio-1371](#).

2022-0685. Hall v. Crawford Cty. Job & Family Servs.

Crawford App. No. 3-21-19, [2022-Ohio-1358](#).

2022-0686. State v. Heatherington.

Richland App. No. 2021 CA 0021, [2022-Ohio-1375](#).

Brunner, J., dissents.

2022-0689. State v. Carter.

Allen App. Nos. 1-21-19 and 1-21-20, [2022-Ohio-1444](#).

DeWine and Stewart, JJ., dissent and would accept the appeal on proposition of law No. I.

2022-0692. State v. Hopings.

Lucas App. No. L-20-1075, [2022-Ohio-1532](#).

2022-0695. In re A.P.

Gallia App. Nos. 21CA14 and 21CA15, [2022-Ohio-1577](#).

2022-0701. State v. Virostek.

Cuyahoga App. No. 110592, [2022-Ohio-1397](#).

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

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

2022-0783. In re M.M.

Stark App. No. 2021CA00159, [2022-Ohio-1569](#). Appellant's motion to stay proceedings of adoption pending appeal, motion to consolidate with 2022-0426, *In re Y.M.*, and motion for review denied.

O'Connor, C.J., would deny the motions as moot.

Brunner, J., would deny the motion to stay as moot.

2022-0792. State v. Hyché.

Cuyahoga App. No. 110709, [2022-Ohio-1587](#).

Brunner, J., dissents and would hold the cause for the decision in [2021-0670](#), *State v. Barnes*.

2022-0795. State v. Ferguson.

Franklin App. No. 20AP-437, [2022-Ohio-1648](#).

2022-0807. State v. Workman.

Auglaize App. No. 2-21-23.

2022-0831. State v. Cowell.

Summit App. No. 30052, [2022-Ohio-1742](#).

RECONSIDERATION OF PRIOR DECISIONS

2020-0599. State v. Bryant.

Lake App. No. 2019-L-024, [2020-Ohio-438](#). Reported at __ Ohio St.3d __, 2022-Ohio-1878, __ N.E.3d __. On motion for reconsideration. Motion denied.

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

2020-1469. State ex rel. Myers v. Meyers.

In Mandamus. Reported at __ Ohio St.3d __, 2022-Ohio-1915, __ N.E.3d __. On motion for reconsideration. Motion denied.

Kennedy, DeWine, and Brunner, JJ., dissent.

2021-0211. State ex rel. Myers v. Meyers.

In Mandamus. Reported at ___ Ohio St.3d ___, [2022-Ohio-1915](#), ___ N.E.3d ___. On motion for reconsideration. Motion denied.

Kennedy, DeWine, and Brunner, JJ., dissent.

2022-0245. State v. Owens.

Preble App. No. CA2021-07-007, [2022-Ohio-160](#). Reported at 166 Ohio St.3d 1531, 2022-Ohio-1838, 188 N.E.3d 199. On motion for reconsideration. Motion denied.

Donnelly and Stewart, JJ., dissent.

2022-0290. Brady v. Youngstown State Univ.

Franklin App. No. 20AP-444, [2022-Ohio-353](#). Reported at 166 Ohio St.3d 1526, 2022-Ohio-1893, 188 N.E.3d 189. On motion for reconsideration. Motion denied.

Fischer, J., not participating.

2022-0326. Robinson v. Schweitzer.

Madison App. No. CA2021-08-015, [2022-Ohio-568](#). Reported at 166 Ohio St.3d 1526, 2022-Ohio-1893, 188 N.E.3d 192. On motion for reconsideration. Motion denied.

2022-0426. In re Y.M.

Tuscarawas App. Nos. 2021 AP 09 0020, 2021 AP 09 0021, 2021 AP 09 0022, and 2021 AP 09 0023. Reported at 167 Ohio St.3d 1408, 2022-Ohio-2047, 188 N.E.3d 1102. On motion for reconsideration. Motion denied. Appellant's motion to consolidate case with 2022-0783, *In re M.M.*, and motion for review denied.

2022-0427. In re J.A.

Hancock App. No. 5-21-20, [2022-Ohio-1132](#). Reported at 167 Ohio St.3d 1408, 2022-Ohio-2047, 188 N.E.3d 1101. On motion for reconsideration. Motion denied.

Stewart, J., dissents.