

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

August 30, 2022

[Cite as *08/30/2022 Case Announcements*, 2022-Ohio-2953.]

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## MERIT DECISIONS WITHOUT OPINIONS

**2022-0859. Wright v. Hamilton 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

**2022-0822. State v. Ford.**

Union App. No. 14-21-10, **2022-Ohio-161**. 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 Fischer and DeWine, JJ., dissent.

**2022-0865. State v. Cherry.**

Summit App. No. 29732, **2021-Ohio-1473**. On motion for leave to file delayed appeal. Motion denied.

Donnelly, J., dissents.

**2022-0883. State v. Parker.**

Franklin App. No. 20AP-527, **2021-Ohio-3422**. On motion for leave to file delayed appeal. Motion denied.

Donnelly, J., dissents.

## APPEALS ACCEPTED FOR REVIEW

**2022-0724. Ohio Patrolmen's Benevolent Assn. v. Cleveland.**

Cuyahoga App. No. 110816, [2022-Ohio-1403](#).

O'Connor, C.J., and Donnelly, J., dissent.

**2022-0725. State v. Burris.**

Guernsey App. No. 21CA000021, [2022-Ohio-1481](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

**2022-0742. State v. Brown.**

Cuyahoga App. No. 110905, [2022-Ohio-1676](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

**2022-0758. State v. Boyd.**

Cuyahoga App. No. 110809, [2022-Ohio-1588](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

**2022-0804. State v. Smith.**

Cuyahoga App. No. 110677, [2022-Ohio-1667](#). Sua sponte, cause held for the decisions in 2020-1496, *State v. Hacker*, and 2021-0532, *State v. Simmons*.

## APPEALS NOT ACCEPTED FOR REVIEW

**2022-0317. State v. Good.**

Auglaize App. No. 2-21-02, [2021-Ohio-4560](#).

**2022-0464. State v. Groves.**

Scioto App. No. 20CA3904, [2022-Ohio-443](#).

**2022-0583. Gibson Bros., Inc. v. Oberlin College.**

Lorain App. Nos. 19CA011563 and 20CA011632, [2022-Ohio-1079](#). Appeal and cross-appeal not accepted.

Donnelly and Stewart, JJ., dissent.

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

**2022-0691. State v. Davis.**

Allen App. No. 1-21-57.

**2022-0700. State v. Beeker.**

Licking App. No. 2021CA00072.

**2022-0703. Frye v. Am. Honda Motor Co., Inc.**

Lorain App. No. 20CA011641, **2022-Ohio-878**.

**2022-0704. State v. Suarez.**

Greene App. No. 2022-CA-15.

Donnelly, J., dissents.

**2022-0706. State v. Suarez.**

Greene App. No. 2022-CA-16.

Donnelly, J., dissents.

**2022-0708. RevoLaze, L.L.C. V. Dentons US, L.L.P.**

Cuyahoga App. No. 109742, **2022-Ohio-1392**.

Kennedy, J., dissents.

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

**2022-0709. State v. Crook.**

Coshocton App. No. 2021 CA 21, **2022-Ohio-1475**.

Brunner, J., dissents.

**2022-0719. Fabrizi Recycling, Inc. v. Cleveland.**

Cuyahoga App. No. 110548, **2022-Ohio-1395**.

O'Connor, C.J., dissents.

**2022-0721. State v. Walker.**

Cuyahoga App. No. 110733, **2022-Ohio-825**.

**2022-0738. Cincinnati v. State.**

Hamilton App. Nos. C-210343 and C-210353, **2022-Ohio-1019**.

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

Donnelly, J., dissents and would accept the appeal on proposition of law Nos. III and IV.

DeWine, J., not participating

**2022-0740. Jardine v. Jardine.**

Cuyahoga App. No. 110670, [2022-Ohio-1754](#).

**2022-0741. State v. Goings.**

Jefferson App. No. 21-JE-0008, [2022-Ohio-1564](#).

DeWine and Stewart, JJ., dissent.

**2022-0743. State v. Nelson.**

Cuyahoga App. No. 110593, [2022-Ohio-1665](#).

**2022-0745. State v. Furnage.**

Ashtabula App. No. 2020-A-0057, [2022-Ohio-1465](#).

Donnelly, J., dissents.

**2022-0747. Carlson v. Cincinnati.**

Hamilton App. No. C-210238, [2022-Ohio-1513](#).

Kennedy, J., dissents.

DeWine, J., not participating.

**2022-0751. State v. Myles.**

Marion App. No. 9-22-03.

**2022-0752. In re A.W.**

Ashtabula App. No. 2021-A-0026, [2022-Ohio-1553](#).

**2022-0753. Summit Cty. Bd. of Health v. Helms.**

Summit App. No. 30244.

**2022-0754. State v. Mitchell.**

Portage App. No. 2021-P-0062, [2022-Ohio-1009](#).

**2022-0755. State v. Adams.**

Licking App. No. 2022 CA 00005, [2022-Ohio-1645](#).

Donnelly, J., dissents.

Brunner, J., dissents and would appoint counsel or sua sponte order the trial court to correct the sentencing entry for case No. 18CR862 to reflect the correct amount of jail-time credit.

**2022-0757. T.E. v. State Med. Bd.**

Franklin App. No. 21AP-142, [2022-Ohio-1471](#).

**[2022-0764](#). State v. West.**

Montgomery App. No. 29251, [2022-Ohio-1611](#).  
Donnelly, J., dissents.

**[2022-0765](#). Morrison v. Warrensville Hts.**

Cuyahoga App. No. 110234, [2022-Ohio-1489](#).  
Kennedy and DeWine, JJ., dissent.

**[2022-0777](#). State v. Talley.**

Trumbull App. No. 2021-T-0044, [2022-Ohio-1638](#).  
Donnelly, J., dissents and would hold the cause for the decision in 2021-1033, *State v. Gwynne*.

**[2022-0786](#). State v. Gambino.**

Trumbull App. No. 2021-T-0018, [2022-Ohio-1554](#).  
Donnelly, J., dissents.

**[2022-0788](#). In re Adoption of D.W.-E.H.**

Cuyahoga App. No. 110705, [2022-Ohio-528](#).

**[2022-0793](#). Lakefront of W. Chester, L.L.C. v. Holmes.**

Butler App. No. CA2021-09-108, [2021-Ohio-3714](#).

**[2022-0797](#). Jodka v. Toledo.**

Lucas App. No. L-21-1125.  
DeWine, J., dissents.

**[2022-0818](#). State v. Johnson.**

Cuyahoga App. No. 110205, [2022-Ohio-78](#).

**[2022-0840](#). State v. Justice.**

Franklin App. No. 22AP-213.

**[2022-0857](#). State v. Knight.**

Erie App. No. {22}E-21-017, [2022-Ohio-1787](#).

**[2022-0860](#). State v. Brodie.**

Medina App. No. 21CA0048-M, [2022-Ohio-1794](#).

## RECONSIDERATION OF PRIOR DECISIONS

**2021-0868. State ex rel. Reese v. Ohio Dept. of Rehab. & Corr. Legal Dept.**

In Mandamus. Reported at \_\_ Ohio St.3d \_\_, 2022-Ohio-2105, \_\_ N.E.3d \_\_. On motion for reconsideration. Motion denied.

**2021-1064. State ex rel. Griffin v. Sehlmeier.**

In Mandamus. Reported at \_\_ Ohio St.3d \_\_, 2022-Ohio-2189, \_\_ N.E.3d \_\_. On motion for reconsideration. Motion denied.

Brunner, J., dissents.

**2021-1269. In re Estate of Jones v. Hamilton Cty. Court of Common Pleas.**

In Mandamus and Prohibition. Reported at 167 Ohio St.3d 1439, 2022-Ohio-2162, 189 N.E.3d 805. On “affidavit of writ of error to order to dismiss filed on June 29, 2022, conflict of variance of law, notices, order for reconsideration of order to dismiss, notice of interest and order to show cause and acceptance and return of order.” Motion denied.

Fischer, J., not participating.

**2021-1270. In re Estate of Jones v. Hamilton Cty. Court of Common Pleas.**

In Prohibition. Reported at 167 Ohio St.3d 1439, 2022-Ohio-2162, 189 N.E.3d 811. On “affidavit of writ of error to order to dismiss filed on June 30, 2022, conflict of variance of law, notices, order for reconsideration of order to dismiss, notice of interest and order to show cause and acceptance and return of order.” Motion denied.

Fischer, J., not participating.