

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 14, 2022

[Cite as *09/14/2022 Case Announcements*, [2022-Ohio-3214](#).]

MERIT DECISIONS WITH OPINIONS

2020-0721. State v. Wilson, Slip Opinion No. [2022-Ohio-3202](#).

Hamilton App. No. C-190281, [2020-Ohio-1584](#). Judgment affirmed.

Donnelly, Stewart, and Brunner, JJ., concur.

Fischer, J., concurs in judgment only, with an opinion.

O'Connor, C.J., dissents.

DeWine, J., dissents, with an opinion joined by Kennedy, J.

2022-0367. Disciplinary Counsel v. Jancura, Slip Opinion No. [2022-Ohio-3189](#).

Board of Professional Conduct, No. 2021-024. Diana Jancura, Attorney Registration No. 0069490, last known business address in Sheffield Lake, Ohio, suspended from the practice of law for two years with the second year stayed on conditions.

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

2022-0397. Pope v. Bracy, Slip Opinion No. [2022-Ohio-3190](#).

Trumbull App. No. 2021-T-0053, [2022-Ohio-1013](#). Judgment affirmed.

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

MERIT DECISIONS WITHOUT OPINIONS

2022-0184. State ex rel. Givens v. Trouten.

In Mandamus. On respondents' motion to dismiss. Motion granted. Cause dismissed.

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

2022-0337. State ex rel. Leventhal v. Boros.

In Mandamus. On respondent's motion to dismiss. Motion granted. Relator's motion for leave to amend instanter the caption of the complaint to comply with R.C. 2731.04 granted. Cause dismissed.

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

2022-0548. State ex rel. Miller v. Cosgrove.

In Mandamus. Sua sponte, cause dismissed.

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

2022-0770. State ex rel. McCorkle v. LaRose.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

Kennedy, J., dissents and would grant an alternative writ.

2022-0774. State ex rel. Clemons v. McCloud.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

2022-0789. Greer v. State.

In Procedendo. On motions to dismiss of respondents Juergen A. Waldick, Destiny R. Caldwell, and Judge Jeffrey L. Reed. Motions granted. Sua sponte, cause dismissed as to respondent Detective Steve Stechshutte Jr. Cause dismissed.

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

2022-0801. State ex rel. Mallory v. Crawford.

In Mandamus. On respondent's motion for judgment on pleadings. Motion granted. Relator's motion to strike respondent's motion denied. Cause dismissed.

Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

O'Connor, C.J., and Kennedy, J., dissent and would deny respondent's motion and would grant an alternative writ.

2022-0808. State ex rel. Pishok v. Shuff.

In Mandamus. Sua sponte, cause dismissed.

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

Donnelly, Stewart, and Brunner, JJ., dissent and would grant an alternative writ.

2022-0823. Hudson v. Wallace.

In Mandamus. On respondent's motion to dismiss. Motion granted. Relator's motion to strike denied as moot. Cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

2021-1291. State ex rel. Thomas v. Sheldon.

Allen App. No. 1-21-13. On appellant's motion for relief. Motion denied.

2022-0756. State ex rel. Martre v. Watson.

Marion App. No. 9-22-10. On appellant's emergency motion for bond. Motion denied. Appellant's "motion to waive the appellee's response" denied as moot.

2022-0880. Wood v. Lynch.

Franklin App. No. 20AP-289, [2022-Ohio-1381](#). On review of order certifying a conflict. The court determines that a conflict exists. Sua sponte, cause held for the decision in 2022-0407 and 2022-0424, *Everhart v. Coshocton*; cause consolidated with 2022-0693, *Wood v. Lynch*; and briefing schedule stayed.

2022-0890. Maxwell v. Lombardi.

Franklin App. No. 21AP-556, [2022-Ohio-1686](#). On review of order certifying a conflict. The court determines that a conflict exists. Sua sponte, cause held for the decision in 2022-0407 and 2022-0424, *Everhart v. Coshocton*; cause consolidated with 2022-0781, *Maxwell v. Lombardi*; and briefing schedule stayed.

APPEALS ACCEPTED FOR REVIEW

2022-0628. Mill Creek Metro. Park Dist. Bd. of Commrs. v. Less.

Mahoning App. Nos. 20M0074 and 20MA0082, [2022-Ohio-1289](#).

Kennedy and Fischer, JJ., dissent.

2022-0693. Wood v. Lynch.

Franklin App. No. 20AP-289, [2022-Ohio-1381](#). Sua sponte, cause held for the decision in 2022-0407 and 2022-0424, *Everhart v. Coshocton*; cause consolidated with 2022-0880, *Wood v. Lynch*; and briefing schedule stayed.

Fischer, J., dissents.

2022-0707. State v. Stalder.

Fairfield App. No. 21-CA-26, [2022-Ohio-1386](#).

2022-0733. State v. Jordan.

Scioto App. No. 20CA3936, [2022-Ohio-1480](#). Sua sponte, cause consolidated with 2022-0734, *State v. Johnson*, and briefing in case Nos. 2022-0733 and 2022-0734 consolidated.

O'Connor, C.J., and Kennedy and DeWine, JJ., dissent.

2022-0734. State v. Johnson.

Scioto App. No. 20CA3935, [2022-Ohio-1479](#). Sua sponte, cause consolidated with 2022-0733, *State v. Jordan*, and briefing in case Nos. 2022-0733 and 2022-0734 consolidated.

O'Connor, C.J., and Kennedy and DeWine, JJ., dissent.

2022-0736. State v. Jordan.

Hamilton App. Nos. C-210198 and C-210199, [2022-Ohio-1512](#).

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

2022-0750. AJZ'S Hauling, L.L.C. v. TruNorth Warranty Programs of N. Am.

Cuyahoga App. No. 109632, [2021-Ohio-1190](#). Appeal accepted on proposition of law Nos. I and II.

O'Connor, C.J., would accept the appeal on proposition of law No. II only.

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

Donnelly and Stewart, JJ., dissent.

2022-0773. State v. Marshall.

Wood App. No. WD-21-043, [2022-Ohio-1533](#).

Donnelly and Brunner, JJ., dissent.

2022-0781. Maxwell v. Lombardi.

Franklin App. No. 21AP-556, [2022-Ohio-1686](#). Sua sponte, cause held for the decision in 2022-0407 and 2022-0424, *Everhart v. Coshocton*; cause consolidated with 2022-0890, *Maxwell v. Lombardi*; and briefing schedule stayed.

Fischer, J., dissents.

APPEALS NOT ACCEPTED FOR REVIEW

2022-0629. State v. Reynolds.

Warren App. No. CA2021-12-119.

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

Brunner, J., dissents.

2022-0705. Jones v. Unican Ohio, L.L.C.

Cuyahoga App. No. 110564, [2022-Ohio-948](#).

Stewart and Brunner, JJ., dissent.

2022-0771. State v. McDaniel.

Portage App. No. 2017-P-0098, [2020-Ohio-7003](#).

O'Connor, C.J., dissents and would accept the appeal on proposition of law No. I.

Stewart, J., dissents.

Brunner, J., dissents and would summarily reverse the court of appeals' judgment based on *State v. Veney*, 120 Ohio St.3d 176, 2008-Ohio-5200, 897 N.E.2d 621.

2022-0776. State v. Butler.

Cuyahoga App. No. 110846, [2022-Ohio-1500](#).

Donnelly, J., dissents.

RECONSIDERATION OF PRIOR DECISIONS

2022-0265. State v. Stewart.

Cuyahoga App. Nos. 109868 and 109867, [2022-Ohio-199](#). Reported at 166 Ohio St.3d 1531, 2022-Ohio-1837, 188 N.E.3d 206. On motion for reconsideration. Motion denied.

Donnelly, Stewart, and Brunner, JJ., dissent.

2022-0359. In re T.D.S.

Cuyahoga App. No. 110471, [2022-Ohio-525](#). Reported at 167 Ohio St.3d 1407, 2022-Ohio-2047, 188 N.E.3d 1099. On motion for reconsideration. Motion granted. The case shall proceed in accordance with the Rules of Practice of the Supreme Court of Ohio.

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