

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

August 29, 2023

[Cite as *08/29/2023 Case Announcements, 2023-Ohio-2972.*]

MERIT DECISIONS WITHOUT OPINIONS

2023-0886. Hogan v. Flannery.

In Habeas Corpus. Sua sponte caused dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

APPEALS ACCEPTED FOR REVIEW

2023-0637. Barga v. St. Paris Village Council.

Champaign App. No. 2022 CA 14, [2023-Ohio-1067](#). Appeal and cross-appeal accepted.

Kennedy, C.J., and DeWine and Deters, JJ., would not accept the cross-appeal.

2023-0809. Caldwell v. Whirlpool Corp.

Marion App. No. 9-22-61, [2023-Ohio-1530](#).

Fischer, DeWine, and Deters, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2023-0403. State v. Bell.

Medina App. No. 21CA0052-M, [2023-Ohio-277](#).

2023-0443. State v. Gardner.

Cuyahoga App. No. 111506, [2023-Ohio-307](#). Appellant's motion for leave to file a revised document granted.

DeWine and Stewart, JJ., would deny the motion as moot.

Fischer, J., would deny the motion on the merits.

2023-0526. State v. White.

Franklin App. No. 17AP-538.

Brunner, J., not participating.

2023-0548. State v. Brown.

Montgomery App. No. 29553, [2023-Ohio-645](#).

2023-0709. Craig v. Gilchrist.

Franklin App. Nos. 22AP-52 and 22AP-55, [2022-Ohio-4477](#).

2023-0731. Facemyer v. Patch.

Mahoning App. No. 22 MA 0138.

2023-0734. State v. Johnson.

Cuyahoga App. No. 110942, [2023-Ohio-445](#).

Kennedy, C.J., and Donnelly, J., dissent.

2023-0735. Budoï v. Budoï.

Cuyahoga App. No. 112119.

2023-0736. Mason v. Emerald Environmental Servs., Inc.

Lucas App. No. L-22-1185, [2023-Ohio-1418](#).

2023-0738. State v. Sevilla.

Franklin App. No. 22AP-764, [2023-Ohio-1726](#).

2023-0742. HSBC Bank USA v. Brinson.

Summit App. No. 30250, [2023-Ohio-1462](#).

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

2023-0745. State v. Tegarty.

Cuyahoga App. No. 111855, [2023-Ohio-1369](#).

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

2023-0753. State v. Head.

Cuyahoga App. No. 111562, [2023-Ohio-1364](#).

Fischer, J., dissents.

2023-0759. Sowry v. Todd.

Miami App. No. 2022-CA-22, [2023-Ohio-1162](#).

2023-0769. State v. Speis.

Clermont App. No. CA2022-07-032, [2023-Ohio-1422](#).

2023-0773. State ex rel. Ogle v. Hocking Cty. Sheriff.

Hocking App. No. 22CA9, [2023-Ohio-1446](#).

Kennedy, C.J., dissents.

2023-0776. State v. Bullitt.

Cuyahoga App. No. 112168, [2023-Ohio-1899](#).

2023-0782. Brew v. Brew.

Hamilton App. No. C-220140, [2023-Ohio-1457](#).

2023-0790. Saunders v. Greater Dayton Regional Transit Auth.

Montgomery App. No. 29573, [2023-Ohio-1514](#).

Brunner, J., dissents.

2023-0794. State v. Duncan.

Clark App. No. 2022-CA-82, [2023-Ohio-1684](#).

2023-0799. Rock City Church v. Franklin Cty. Bd. of Revision.

Franklin App. No. 22AP-372, [2023-Ohio-1339](#).

Fischer and Brunner, JJ., dissent.

2023-0801. State v. Kocevar.

Montgomery App. No. 29483, [2023-Ohio-1513](#).

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

2023-0802. State v. Shelley.

Auglaize App. Nos. 2-22-17 and 2-22-18, [2023-Ohio-1528](#).

2023-0841. State v. Ward.

Preble App. No. CA2022-11-020, [2023-Ohio-1605](#).

Brunner, J., dissents.

2023-0845. State v. Garcia.

Cuyahoga App. No. 111795, [2023-Ohio-1219](#).

2023-0847. State v. Stewart.

Cuyahoga App. No. 112017, [2023-Ohio-1673](#).

Fischer, J., dissents.

2023-0851. State v. Rogers.

Erie App. Nos. E-21-027 and E-21-031, [2022-Ohio-4126](#).

2023-0860. State v. Kohler.

Delaware App. No. 22 CAA 10 0068, [2023-Ohio-1772](#).

Brunner, J., dissents.

2023-0864. State v. Khalfani.

Summit App. No. 30330, [2023-Ohio-1963](#).

2023-0875. State v. Kendrick.

Hamilton App. No. C-220459, [2023-Ohio-1763](#).

Donnelly and Stewart, JJ., dissent.

2023-0893. State v. Boware.

Summit App. No. 30375, [2023-Ohio-1874](#).

RECONSIDERATION OF PRIOR DECISIONS

2023-0444. State v. Teagarden.

Licking App. No. 22CA0105, [2023-Ohio-597](#). Reported at 170 Ohio St.3d 1478, 2023-Ohio-2262, 211 N.E.3d 1206. On motion for reconsideration. Motion denied.

Donnelly, J., dissents.

Brunner, J., not participating.

2023-0492. Armatas v. Plain Twp.

Stark App. No. 2022 CA 00039, [2023-Ohio-204](#). Reported at 170 Ohio St.3d 1480, 2023-Ohio-2236, 211 N.E.3d 1217. On motion for reconsideration. Motion denied.

Kennedy, C.J., dissents.

2023-0601. In re A.W.

Summit App. No. 30486, [2023-Ohio-1268](#). Reported at 170 Ohio St.3d 1450, 2023-Ohio-1979, 211 N.E.3d 126. On motion for reconsideration. Motion denied.