

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

September 5, 2023

[Cite as *09/05/2023 Case Announcements*, 2023-Ohio-3094.]

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### SLIP OPINIONS REPLACED BY OHIO OFFICIAL REPORTS VERSIONS AS OF SEPTEMBER 4, 2023

The official versions of the opinions listed below, which were previously released as slip opinions, are being published in the September 4, 2023 Ohio Official Reports advance sheet. These opinions should now be cited using the Ohio Official Reports citation format.

**2020-1574.** *Clawson v. Hts. Chiropractic Physicians, L.L.C.*, 170 Ohio St.3d 451, [2022-Ohio-4154](#).

**2021-0136.** *State v. Carlock*, 170 Ohio St.3d 479, [2022-Ohio-4673](#).

**2021-0578.** *NASCAR Holdings, Inc. v. McClain*, 170 Ohio St.3d 433, [2022-Ohio-4131](#).

**2021-1518.** *Disciplinary Counsel v. Carr*, 170 Ohio St.3d 401, [2022-Ohio-3633](#).

**2022-0080.** *State ex rel. Mobley v. Toledo*, 170 Ohio St.3d 427, [2022-Ohio-3889](#).

**2022-0402.** *State ex rel. Lindsay v. Dept. of Rehab. & Corr.*, 170 Ohio St.3d 480, [2023-Ohio-689](#).

**2022-0534.** *Columbus Bar Assn. v. Chambers*, 170 Ohio St.3d 1307, [2022-Ohio-3839](#).

**2022-0715. Disciplinary Counsel v. Ferfolia, 170 Ohio St.3d 468, 2022-Ohio-4220.**

**2022-0843. State ex rel. Norman v. Collins, 170 Ohio St.3d 484, 2023-Ohio-975.**

**2023-0346. In re McClain, 170 Ohio St.3d 1309, 2023-Ohio-787.**

### MERIT DECISIONS WITH OPINIONS

**2022-1253. Disciplinary Counsel v. Nowicki, Slip Opinion No. 2023-Ohio-3079.**

On Certified Report by the Board of Professional Conduct, No. 2022-002. Griff Makini Nowicki, Attorney Registration No. 0071849, last known business address in Riverside, Ohio, suspended from the practice of law for one year, conditionally stayed.

DeWine, Donnelly, Stewart, and Deters, JJ., concur.

Kennedy, C.J., concurs in part and dissents in part, with an opinion joined by Fischer and Brunner, JJ.

**2022-1288. State ex rel. Harris v. Indus. Comm., Slip Opinion No. 2023-Ohio-3081.**

Franklin App. No. 21AP-60, [2022-Ohio-3149](#). Judgment affirmed.

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

Brunner, J., concurs in judgment only.

**2022-1450. State ex rel. Barr v. Wesson, Slip Opinion No. 2023-Ohio-3080.**

In Mandamus. Writ denied. Relator's request for statutory damages denied. Relator's complaint for temporary restraining order and preliminary injunction dismissed. Relator's motion to withdraw his March 7, 2023 motion for an order pursuant to S.Ct.Prac, R. 4.01(A) and motion to amend the evidence granted.

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

## **MOTION AND PROCEDURAL RULINGS**

### **2023-0411. Tera, L.L.C. v. Rice Drilling D, L.L.C.**

Belmont App. No. 21 BE 0047, [2023-Ohio-427](#). On motion for admission pro hac vice of Joseph C. Schroeder. Motion granted. Pursuant to Gov.Bar R. XII(4), counsel shall file a notice of permission to appear pro hac vice with the Supreme Court's Office of Attorney Services within 30 days.

## **DISCIPLINARY CASES**

### **2023-0993. Cleveland Metro. Bar Assn. v. Brooks.**

On certification of default. Phyllis Elaine Brooks, Attorney Registration No. 0015199, last known business address in Cleveland, Ohio, suspended from the practice of law for an interim period.