

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

September 28, 2023

[Cite as *09/28/2023 Case Announcements*, 2023-Ohio-3462.]

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## MERIT DECISIONS WITH OPINIONS

**2022-0321. State v. Miller, Slip Opinion No. 2023-Ohio-3448.**

Cuyahoga App. No. 110571, [2022-Ohio-378](#). Judgment affirmed in the absence of four votes to reverse.

Kennedy, C.J., concurs in the judgment, with an opinion joined by DeWine and Deters, JJ.

Fischer, J., would dismiss the cause as having been improvidently accepted.

Donnelly, J., dissents, with an opinion joined by Stewart and Brunner, JJ.

**2023-0475. Disciplinary Counsel v. McCloskey, Slip Opinion No. 2023-Ohio-3447.**

On Certified Report by the Board of Professional Conduct, No. 2022-038. Hugh Peter McCloskey Jr., Attorney Registration No. 0072872, last known business address in Cincinnati, Ohio, suspended from the practice of law for one year, with the entire suspension conditionally stayed.

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

## MOTION AND PROCEDURAL RULINGS

**2022-1227, 2022-1229, 2022-1237, and 2022-1238. State v. Dunlap.**

Geauga App. Nos. 2021-G-0034, [2022-Ohio-3006](#), and 2021-G-0037, [2022-Ohio-3007](#). On motion of amicus curiae, Ohio Attorney General, for divided oral-argument time. Motion granted. Amicus curiae shall share time allotted to appellant.

**2023-0534. State ex rel. Borges v. Ohio Elections Comm.**

In Prohibition and Procedendo. On jointly stipulated motion to stay. Motion granted. Cause stayed until November 13, 2023. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 12.05: the parties shall file any evidence they intend to present no later than November 13, 2023; relator shall file a brief within 10 days of the filing of the evidence; respondents shall file a brief within 20 days after the filing of relator's brief; and relator may file a reply brief within 7 days after the filing of respondents' brief.

**2023-0925. Epling v. Family Preservation Unit Within Job & Family Servs.**

In Mandamus. Sua sponte, relator ordered to show cause within 14 days why this case should not be dismissed for failure to perfect service as to respondent Shelby Day within the time period since the complaint was filed.

**2023-0965. State v. Sanchez.**

Stark App. No. 22CA00071, [2023-Ohio-2042](#). On appellant's motion for leave to amend previously filed memorandum in support of jurisdiction. Motion granted. Appellee shall file a memorandum in response to jurisdiction, if any, within 30 days of the filing of the amended memorandum in support of jurisdiction.

**2023-1036. State ex rel. Wilkerson v. Adkins.**

In Procedendo. On respondent's motion to dismiss. Motion denied as moot.