

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

October 24, 2023

[Cite as *10/24/2023 Case Announcements*, 2023-Ohio-3789.]

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## MERIT DECISIONS WITHOUT OPINIONS

**2023-1126. Coleman v. McGuffey.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

Deters, J., not participating.

**2023-1127. Williams v. McGuffey.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

Deters, J., not participating.

**2023-1148. Rush v. Black.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

## MOTION AND PROCEDURAL RULINGS

### **2023-1067. State v. Larr.**

Muskingum App. No. CT2022-0069, [2023-Ohio-2128](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Brunner, J., dissents.

### **2023-1082. State v. Siple.**

Stark App. No. 2022CA00092, [2023-Ohio-1980](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

DeWine, J., dissents.

### **2023-1110. State v. Mallory.**

Cuyahoga App. No. 112074, [2023-Ohio-1975](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

DeWine and Deters, JJ., dissent.

## APPEALS ACCEPTED FOR REVIEW

### **2023-0964. Marysville Exempted Village Schools Bd. of Edn. v. Union Cty. Bd. of Revision.**

Union App. No. 14-23-03, [2023-Ohio-2020](#).

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

DeWine and Donnelly, JJ., dissent.

### **2023-1001. State v. Fips.**

Cuyahoga App. No. 111900, [2023-Ohio-2295](#). Sua sponte, cause held for the decision in 2022-1227, 2022-1229, 2022-1237, and 2022-1238, *State v. Dunlap*.

Fischer, J., would not hold the cause.

Donnelly and Stewart, JJ., dissent.

**2023-1003. State v. Terry.**

Summit App. No. 30137, [2023-Ohio-2234](#). Sua sponte, cause held for the decision in 2022-1458, *State v. Duncan*.

Donnelly and Brunner, JJ., would accept the appeal on proposition of law No. I only.

DeWine, J., dissents.

**APPEALS NOT ACCEPTED FOR REVIEW**

**2023-0639. State v. Diaz.**

Cuyahoga App. No. 111794, [2023-Ohio-1045](#).

**2023-0653. State v. Parke.**

Cuyahoga App. No. 111868, [2023-Ohio-1144](#).

**2023-0668. State v. Menefee.**

Cuyahoga App. No. 111793, [2023-Ohio-1142](#).

**2023-0824. State v. Morckel.**

Columbiana App. No. 22 CO 0024, [2023-Ohio-1473](#).

**2023-0900. M.C. v. H.M.**

Cuyahoga App. No. 112372, [2023-Ohio-2391](#). Appellant H.M.'s motion to consolidate and motion to declare appellee a vexatious litigator denied. Appellee's motion to sanction Willa Hemmons, motion to disqualify Hemmons, "motion to sanction Hemmons and appellant," motion to sanction filed July 25, 2023, motion to strike July 25, 2023 reply brief, motion to strike July 26, 2023 reply brief, motion to dismiss, motion to sanction the attorney of record, motion to strike August 18, 2023 opposition to motion to dismiss, and motion to strike September 5, 2023 notice denied.

Kennedy, C.J., would deny the motions as moot.

Stewart, J., would deny the motion to consolidate as moot.

Brunner, J., would deny the motions to strike as moot.

Fischer, J., concurs in part and dissents in part and would grant the motion to declare appellee a vexatious litigator and deny the motion to consolidate as moot.

Donnelly, J., concurs in part and dissents in part and would grant the motion to declare appellee a vexatious litigator.

**2023-0973. State v. Larabee.**  
Columbiana App. No. 22 CO 0007, [2023-Ohio-2060](#).

**2023-0985. State v. Brado.**  
Belmont App. No. 21 BE 0039, [2023-Ohio-2545](#).

**2023-0992. State v. Culler.**  
Columbiana App. No. 22 CO 0011, [2023-Ohio-2287](#).

**2023-0995. Guilford v. Zaner.**  
Defiance App. No. 4-22-019.

**2023-0998. State v. Olah.**  
Ashtabula App. No. 2022-A-0010, [2023-Ohio-2112](#).

**2023-0999. State v. Church.**  
Guernsey App. No. 23CA000001, [2023-Ohio-2107](#).

**2023-1000. State v. Olah.**  
Ashtabula App. No. 2022-A-0031, [2023-Ohio-2113](#).

**2023-1007. State v. Syed.**  
Summit App. No. 30414, [2023-Ohio-2154](#).

**2023-1008. State v. Pine.**  
Ross App. No. 21CA3761, [2023-Ohio-2191](#).  
Kennedy, C.J., and Stewart, J., dissent.

**2023-1009. State v. Gaines.**  
Lucas App. No. L-22-1102, [2023-Ohio-2243](#).  
Donnelly, J., dissents.

**2023-1010. In re Roudebush Trust.**  
Carroll App. No. 20 CA 0948, [2023-Ohio-2281](#).

**2023-1012. State ex rel. Kovoor v. Trumbull Cty. Bd. of Elections.**  
Trumbull App. No. 2022-TR-0101, [2023-Ohio-2256](#).

**2023-1013. Jacobson v. Akron Children's Hosp.**  
Summit App. No. 30188, [2023-Ohio-2225](#).

**2023-1017. State v. Jolly.**

Muskingum App. No. CT2023-0001, [2023-Ohio-2189](#).

**2023-1018. In re M.T.**

Hamilton App. No. C-220466, [2023-Ohio-2140](#).

Deters, J., not participating.

**2023-1022. State v. Wright.**

Franklin App. No. 22AP-275, [2023-Ohio-2134](#).

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

**2023-1023. State v. Ford.**

Summit App. No. 30167, [2023-Ohio-2220](#).

Brunner, J., dissents.

**2023-1026. State v. Claren.**

Wayne App. No. 21AP0041, [2023-Ohio-2219](#).

**2023-1027. State ex rel. Lora Elias, D.D.S., Inc. v. Northeast Ohio Regional Sewer Dist.**

Cuyahoga App. No. 112085, [2023-Ohio-2182](#).

Brunner, J., dissents.

**2023-1030. Holman v. White Pond Villa Apartments.**

Summit App. No. 30439, [2023-Ohio-2221](#).

Kennedy, C.J., and Deters, J., dissent.

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

**2023-1032. State v. Giglio.**

Cuyahoga App. No. 112001, [2023-Ohio-2178](#).

**2023-1039. State v. Boyd.**

Erie App. Nos. E-22-044 and E-22-045, [2023-Ohio-2618](#).

**2023-1086. State v. Dodson.**

Franklin App. No. 22AP-388, [2023-Ohio-701](#).

**2023-1098. State v. Brenson.**

Delaware App. No. 22 CA 07 0054, [2023-Ohio-1259](#).

**2023-1123. Smith v. Gall.**

Cuyahoga App. No. 112371, [2023-Ohio-2692](#).

**2023-1125. State v. Yeager.**

Lake App. No. 2022-L-008, [2023-Ohio-2541](#).

**RECONSIDERATION OF PRIOR DECISIONS**

**2023-0784. Tentman v. Barbarette.**

Hamilton App. No. C-220391. Reported at 170 Ohio St.3d 1518, [2023-Ohio-2771](#), 214 N.E.3d 593. On motion for reconsideration. Motion denied.