

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

November 7, 2023

[Cite as *11/07/2023 Case Announcements, 2023-Ohio-3952.*]

MERIT DECISIONS WITHOUT OPINIONS

2023-1181. Hope v. Mackey.

In Habeas Corpus. Sua sponte, cause dismissed.

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

2023-1198. State v. Smith.

In Habeas Corpus. Sua sponte, cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

2023-1174. State v. Stevens.

Summit App. No. 30336, [2023-Ohio-2153](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

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

2023-1193. State v. Ray.

Mahoning App. No. 22 MA 0026, [2023-Ohio-2375](#). On motion for leave to file delayed appeal. Motion denied.

Donnelly and Stewart, JJ., dissent.

APPEALS ACCEPTED FOR REVIEW

2023-1059. Look Ahead Am. v. Stark Cty. Bd. of Elections.

Stark App. No. 2022-CA-00152, [2023-Ohio-2494](#). Appeal accepted on proposition of law No. I.

Donnelly, J., would accept the appeal on all propositions of law.

Kennedy, C.J., and DeWine and Stewart, JJ., dissent.

2023-1076. Hild v. Samaritan Health Partners.

Montgomery App. No. 29652, [2023-Ohio-2408](#).

Deters, J., would accept the appeal only on the proposition of law of appellants Consolidated Anesthesiologists, Inc., Vincent M. Phillips, and Sandra Ward and proposition of law No. I of appellants Good Samaritan Hospital, Samaritan Health Partners, and Premier Health Partners.

Fischer and Donnelly, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2023-0789. State v. Seals.

Muskingum App. No. CT2022-0045, [2023-Ohio-1261](#).

2023-0899. Carothers v. Shumaker, Loop & Kendrick, L.L.P.

Lucas App. No. L-22-1110, [2023-Ohio-1907](#). Appeal and cross-appeal not accepted.

Fischer, J., would accept the cross-appeal on proposition of law No. I.

Stewart, J., dissents.

2023-1006. Franchetti v. Pozniak.

Lucas App. No. L-22-1251.

2023-1019. In re G.E.

Wayne App. Nos. 22AP0043 and 22AP0044, [2023-Ohio-2223](#).

2023-1021. In re Av. S.

Wayne App. Nos. 22AP0036 through 22AP0042, [2023-Ohio-2222](#).

2023-1033. State v. Finnell.

Hamilton App. Nos. C-220440 and C-220441, [2023-Ohio-2563](#).

Fischer and Deters, JJ., not participating.

2023-1040. State v. Thomas.

Hamilton App. No. C-230363. Appellant's motion for relief denied.

DeWine, J., would deny the motion as moot.

Fischer and Deters, JJ., not participating.

2023-1041. Total Quality Logistics, L.L.C. v. Leonard.

Clermont App. No. CA2022-09-048, [2023-Ohio-2271](#).

2023-1043. State v. Lauck.

Hancock App. No. 5-22-07, [2023-Ohio-1433](#).

2023-1048. State v. Abudu.

Cuyahoga App. No. 111837, [2023-Ohio-2294](#).

Fischer and DeWine, JJ., dissent.

2023-1053. Finger v. Liberty Mut. Personal Ins. Co.

Cuyahoga App. No. 112349, [2023-Ohio-2308](#).

2023-1055. State v. Bond.

Richland App. No. 2019CA0033, [2023-Ohio-2361](#).

2023-1074. Alselaim v. Ahreshien.

Lucas App. No. L-22-1169, [2023-Ohio-2420](#). Appellant's motion to certify conflict and motion for judicial notice denied.

DeWine, J., would deny the motion for judicial notice as moot.

2023-1077. Mellon v. O'Brien.

Cuyahoga App. No. 112418, [2023-Ohio-2393](#).

2023-1080. State v. Parrish.

Clark App. No. 2022-CA-89, [2023-Ohio-2409](#).

2023-1087. Youngstown Cent. Area Community Improvement Corp. v. Youngstown.

Mahoning App. No. 22 MA 00088, [2023-Ohio-2427](#).

2023-1089. Snyder v. Northcoast Research Holdings, L.L.C.

Cuyahoga App. No. 111632, [2023-Ohio-612](#).

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

2023-1090. State v. Lillo.

Cuyahoga App. No. 111935, [2023-Ohio-2380](#).

2023-1096. State v. Ramsey.

Cuyahoga App. Nos. 112149 and 112150, [2023-Ohio-2389](#).

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

2023-1099. ATCL 1, L.L.C. v. State Bd. of Pharmacy.

Summit App. No. 30049, [2023-Ohio-59](#).

Fischer, J., dissents.

2023-1117. Pietrangelo v. Hudson.

Cuyahoga App. No. 111805, [2023-Ohio-820](#).

2023-1151. State v. Mitchell.

Hamilton App. No. C-220471, [2023-Ohio-2604](#).

Fischer and DeWine, JJ., dissent.

Deters, J., not participating.

2023-1173. State v. Yeager.

Lake App. Nos. 2022-L-048 and 2022-L-050, [2023-Ohio-2730](#).

RECONSIDERATION OF PRIOR DECISIONS

2022-1044. State ex rel. Barr v. Wesson.

In Mandamus. Reported at __ Ohio St.3d __, 2023-Ohio-3028, __ N.E.3d __. On motion for reconsideration. Motion denied.

2022-1523. State ex rel. Griffin v. Szoke.

In Mandamus. Reported at __ Ohio St.3d __, 2023-Ohio-3096, __ N.E.3d __. On motion for reconsideration. Motion denied.

Kennedy, C.J., dissents.

2023-0326. State ex rel. Massillon Administration Bldg. v. Elum.

Stark App. No. 2022CA00153, [2023-Ohio-1829](#). Reported at 171 Ohio St.3d 1414, 2023-Ohio-3100, 216 N.E.3d 671. On motion for reconsideration. Motion denied.

[2023-0482](#). State ex rel. Jackson v. Foley.

In Mandamus. Reported at 171 Ohio St.3d 1415, 2023-Ohio-3100, 216 N.E.3d 674. On motion for reconsideration. Motion denied.

[2023-0550](#). State v. Reddick.

Portage App. No. 2022-P-0039, [2023-Ohio-765](#). Reported at 171 Ohio St.3d 1411, 2023-Ohio-3095, 216 N.E.3d 668. On motion for reconsideration. Motion denied.
Donnelly, J., dissents.

[2023-0773](#). State ex rel. Ogle v. Hocking Cty. Sheriff.

Hocking App. No. 22CA9, [2023-Ohio-1446](#). Reported at 171 Ohio St.3d 1406, 2023-Ohio-2972, 215 N.E.3d 563. On motion for reconsideration. Motion denied.
Kennedy, C.J., dissents.

[2023-0782](#). Brew v. Brew.

Hamilton App. No. C-220140, [2023-Ohio-1457](#). Reported at 171 Ohio St.3d 1407, 2023-Ohio-2972, 215 N.E.3d 564. On motion for reconsideration. Motion denied.
Appellant's request for expedited consideration and motion for leave to file supplemental memorandum denied.
DeWine, J., would deny the request and the motion for leave as moot.

[2023-0895](#). La Riccia v. Ohio Civ. Rights Comm.

Cuyahoga App. No. 111976, [2023-Ohio-1816](#). Reported at 171 Ohio St.3d 1426, 2023-Ohio-3169, 216 N.E.3d 704. On motion for reconsideration. Motion denied.