

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

April 12, 2024

[Cite as *04/12/2024 Case Announcements #2, 2024-Ohio-1384.*]

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## MERIT DECISIONS WITHOUT OPINIONS

**2023-1292. State ex rel. Ware v. Walsh.**

In Mandamus. On respondents' motion to dismiss. Motion granted. Cause dismissed.

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

Kennedy, C.J., and Stewart and Brunner, JJ., dissent and would grant an alternative writ.

## MOTION AND PROCEDURAL RULINGS

**2023-1084. State ex rel. Ware v. O'Malley.**

In Mandamus. On respondents' motion to dismiss. Motion denied. Relator's motion for a court order denied. Respondents' motion to strike relator's motion for a court order denied. Sua sponte, respondents ordered to submit an unredacted copy of the personnel file for in camera inspection. Sua sponte, respondents ordered to file an answer to the complaint within 14 days. Sua sponte, alternative writ granted. The following schedule is set for 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 within 20 days of the filing of the answer or the answer-filing deadline, whichever is earlier; relator shall file a brief within 10 days after 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.

Fischer, J., dissents in part and would grant respondents' motion to dismiss, deny respondents' motion to strike as moot, and sua sponte declare relator to be a vexatious litigator.

DeWine, J., dissents in part and would grant respondents' motion to dismiss.

Stewart, J., dissents in part and would grant respondents' motion to strike.

**2023-1512. Disciplinary Counsel v. Port.**

On certification of default. On relator's motion to remand proceedings to Board of Professional Conduct to initiate default proceedings seeking permanent disbarment. Motion granted. Matter remanded to the board for further proceedings under Gov.Bar R. V(14)(F). Respondent's interim default suspension shall remain in place while this matter is pending before the board. Proceedings before this court stayed.

Brunner, J., not participating.

**DISCIPLINARY CASES**

**2023-1400. Disciplinary Counsel v. Fannin.**

On certification of default. Steven Scott Fannin, Attorney Registration No. 0085907, last known business address in Fairlawn, Ohio, indefinitely suspended from the practice of law and ordered to make restitution within 90 days.

Brunner, J., not participating.