

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

May 14, 2024

[Cite as *05/14/2024 Case Announcements, 2024-Ohio-1832.*]

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## MERIT DECISIONS WITHOUT OPINIONS

**2024-0421. Adkins v. Ironton Mun. Court.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2024-0445. Smith v. Mackey.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

## MOTION AND PROCEDURAL RULINGS

**2024-0379. State v. Wilburn.**

Lawrence App. No. 22CA16, [2023-Ohio-4865](#). On motion for leave to file delayed appeal. Motion denied.

Donnelly and Stewart, JJ., dissent.

**2024-0417. State v. Brown.**

Wood App. Nos. WD-23-001 and WD-23-008, [2023-Ohio-4452](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Fischer, DeWine, and Deters, JJ., dissent.

**2024-0425. State v. Goodykoontz.**

Cuyahoga App. No. 112016, [2023-Ohio-3243](#). On motion for leave to file delayed appeal. Motion denied.

Donnelly and Stewart, JJ., dissent.

**2024-0434. State v. Griffin.**

Mahoning App. No. 22 MA 0126, [2023-Ohio-4011](#). On motion for leave to file delayed appeal. Motion denied.

Kennedy, C.J., and Fischer and Donnelly, JJ., dissent.

**2024-0436. State v. Simmons.**

Jefferson App. No. 22 JE 0022, [2023-Ohio-4246](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

**APPEALS ACCEPTED FOR REVIEW**

**2024-0265. State v. T.W.C.**

Franklin App. No. 23AP-196, [2024-Ohio-49](#).

DeWine, Donnelly, and Stewart, JJ., dissent.

Michael John Ryan, J., of the Eighth District Court of Appeals, sitting for Brunner, J.

**2024-0288. State v. Alley.**

Sandusky App. No. S-23-006, [2024-Ohio-115](#). Sua sponte, cause held for the decision in 2023-0654, *State v. Glover*.

Deters, J., would accept the appeal on proposition of law No. I only.

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

**2024-0303. In re L.E.S.**

Hamilton App. Nos. C-220430 and C-220436, [2024-Ohio-165](#).

Kennedy, C.J., dissents.

**2024-0312. State v. Polizzi.**

Lake App. Nos. 2020-L-016 and 2020-L-017, [2024-Ohio-142](#). Appeal accepted on proposition of law Nos. I and II. Sua sponte, cause held for the decision in 2023-0654, *State v. Glover*.

Donnelly and Stewart, JJ., would accept the appeal on all propositions of law.

Brunner, J., would also accept the appeal on proposition of law Nos. III, IV, and V and would not hold the cause.

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

**APPEALS NOT ACCEPTED FOR REVIEW**

**2023-1623. State v. Shropshire.**

Stark App. No. 2022 CA 00159, [2023-Ohio-2783](#).

**2023-1631. State v. Allen.**

Clark App. No. 2023-CA-6, [2023-Ohio-3655](#).

**2024-0269. Estate of Reardon v. OhioHealth Corp.**

Franklin App. Nos. 23AP-148 and 23AP-154, [2023-Ohio-48](#).

Donnelly, J., dissents.

**2024-0271. State v. Greene.**

Butler App. No. CA2022-08-078, [2024-Ohio-35](#).

**2024-0275. Smith v. Smith.**

Franklin App. No. 22AP-720, [2024-Ohio-45](#).

**2024-0276. Keybank Natl. Assn. v. Lonzer.**

Summit App. No. 30846. Appellant's motion for impleading UAKE Properties, L.L.C., as a party denied. Motion for leave to intervene of Nation Developers Association Trust denied.

Kennedy, C.J., and DeWine and Deters, JJ., would deny the motions as moot.

**2024-0277. State v. Tripplett.**

Cuyahoga App. No. 112306, [2023-Ohio-4644](#).

Kennedy, C.J., and Brunner, J., dissent.

**2024-0278. Ditech Fin., L.L.C. v. Bradley.**

Pike App. No. 23CA925.

**2024-0283. State v. Cousino.**

Sandusky App. No. S-23-013, [2024-Ohio-114](#).

**2024-0284. State v. Jones.**

Muskingum App. No. CT2023-0029, [2023-Ohio-3930](#).

Donnelly, J., dissents and would appoint counsel.

**2024-0287. Estate of Fleenor v. Ottawa Cty.**

Ottawa App. No. OT-23-011, [2024-Ohio-112](#).

Donnelly, J., dissents.

Brunner, J., dissents and would accept the appeal on proposition of law Nos. III, IV, and V and hold the cause for the decision in 2023-0975, *Ackman v. Mercy Health W. Hosp., L.L.C.*

**2024-0291. State v. Kennedy.**

Cuyahoga App. No. 112563, [2024-Ohio-66](#).

Donnelly, J., dissents.

**2024-0293. Helms v. Dept. of Neighborhood Assistance.**

Summit App. No. 30618, [2024-Ohio-53](#).

**2024-0302. Gipson v. Dept. of Rehab. & Corr.**

Franklin App. No. 23AP-291, [2024-Ohio-226](#).

**2024-0305. Lower v. Lower.**

Fairfield App. No. 2023 CA 00021, [2024-Ohio113](#).

**2024-0308. Gipson v. Adult Parole Auth.**

Franklin App. No. 23AP-390, [2024-Ohio-227](#).

**2024-0322. DN Reynoldsburg, L.L.C. v. Maurices, Inc.**

Franklin App. No. 22-AP-683, [2023-Ohio-3492](#).

Brunner, J., not participating.

**2024-0326. State v. Johnson.**

Cuyahoga App. No. 112172, [2024-Ohio-158](#).

**2024-0327. In re Estate of Snodgrass.**

Morgan App. No. 23AP0008, [2024-Ohio-228](#).

**2024-0328. Williams v. Natl. Assn. for the Advancement of Colored People.**

Franklin App. No. 22AP-492, [2023-Ohio-3948](#).

Brunner, J., dissents.

**2024-0329. Lanier v. Luxxotica of Am., Inc.**

Hamilton App. No. C-220593, [2023-Ohio-4041](#).

**2024-0335. Tchankpa v. Gauer.**

Franklin App. No. 23AP-275, [2024-Ohio-225](#).

**2024-0338. State v. Said.**

Miami App. No. 2023-CA-2, [2024-Ohio-277](#).

**2024-0351. In re B.T.**

Summit App. Nos. 30682 and 30683, [2024-Ohio-432](#).

**2024-0354. State v. Williams.**

Franklin App. No. 23AP-144, [2024-Ohio-311](#).

**2024-0355. State v. Martin.**

Cuyahoga App. No. 112188, [2023-Ohio-3153](#).

**2024-0368. State v. Forrester.**

Stark App. No. 2022CA00162, [2023-Ohio-3025](#).

**2024-0413. State v. Brown.**

Lucas App. No. L-23-1119, [2024-Ohio-487](#).

**2024-0428. State v. Howse.**

Lorain App. No. 22CA011835, [2024-Ohio-503](#).

Brunner, J., dissents and would accept the appeal on proposition of law Nos. I and II.

**2024-0435. State v. Jewett.**  
Scioto App. No. 15CA3714, [2017-Ohio-2891](#).

## RECONSIDERATION OF PRIOR DECISIONS

**2019-1323. State v. Knuff.**  
Cuyahoga C.P. No. CR-17-618285-A. Reported at \_\_ Ohio St.3d \_\_, 2024-Ohio-902, \_\_ N.E.3d \_\_. On motion for reconsideration. Motion denied.

**2023-1236. State ex rel AIY Properties, Inc. v. Scott.**  
In Mandamus and Procedendo. Reported at 173 Ohio St.3d 1424, 2024-Ohio-880, 229 N.E.3d 1192. On motion for reconsideration. Motion denied.

**2023-1635. Co., Inc. v. Capstone Constr. Co., L.L.C.**  
Cuyahoga App. No. 112539, [2023-Ohio-3882](#). Reported at 173 Ohio St.3d 1432, 2024-Ohio-984, 229 N.E.3d 1206. On motion for reconsideration. Motion denied.  
Brunner, J., dissents.

**2023-1645. Reigert v. State Med. Bd.**  
Franklin App. Nos. 23AP-310 and 23AP-316, [2023-Ohio-4557](#). Reported at 173 Ohio St.3d 1432, 2024-Ohio-984, 229 N.E.3d 1214. On motion for reconsideration. Motion denied.

**2024-0043. State v. Horsley.**  
Pickaway App. No. 99CA33. Reported at 173 Ohio St.3d 1433, 2024-Ohio-984, 229 N.E.3d 1207. On motion for reconsideration. Motion denied.