

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

May 14, 2024

[Cite as *05/14/2024 Case Announcements #2, 2024-Ohio-1859.*]

MERIT DECISIONS WITH OPINIONS

2022-1114. State v. Wiley, Slip Opinion No. 2024-Ohio-1795.

Cuyahoga App. No. 110753, [2022-Ohio-2131](#). Cause dismissed as having been improvidently accepted.

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

Kennedy, C.J., dissents and would affirm the judgment of the court of appeals because collateral estoppel does not apply to new trials following conviction and vacatur.

MOTION AND PROCEDURAL RULINGS

2024-0008. State ex rel. Mobley v. O'Toole.

In Mandamus. On respondent's motion to strike relator's presentation of evidence and merit brief for failure to provide service. Motion denied. Respondent may file revised evidence and a revised merit brief within ten days of the court's entry.

2024-0675. State ex rel. Shubert v. Breaux.

In Mandamus and Prohibition. Sua sponte, respondent ordered to file a response, if any, to relator's motion for immediate issuance of a peremptory writ of mandamus or prohibition, and an answer to the complaint or a motion to dismiss, no later than 4:00 p.m. on Friday May 17, 2024. If respondent files a motion to dismiss, relator shall file a response to the motion to dismiss, if any, by 4:00 p.m. on Monday, May 20, 2024. No requests or stipulations for extension of time shall be filed, and the clerk of the court shall refuse to file any requests or stipulations for extension of time.

MEDIATION MATTERS

2024-0035. 155 N. Fifth St., Inc. v. Harris.

Board of Tax Appeals, No. 2020-263. Pursuant to R.C. 2710.06(B)(1), the court has been notified that the parties to this case have reached a settlement. The case is returned to the regular docket under S.Ct.Prac.R. 19.01. Appellant shall file either an application for dismissal or a merit brief within 60 days. The case will be dismissed for want of prosecution if an application for dismissal or a merit brief is not filed within 60 days.