

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

May 28, 2024

[Cite as *05/28/2024 Case Announcements, 2024-Ohio-1974.*]

MOTION AND PROCEDURAL RULINGS

2024-0443. State v. Howard.

Cuyahoga App. No. 112109, [2024-Ohio-243](#). 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 Stewart, J., dissent.

2024-0456. State v. Watson.

Stark App. No. 2022CA00145, [2023-Ohio-3137](#). 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.

2024-0464. State v. Bender.

Belmont App. No. 23 BE 0012, [2024-Ohio-1750](#). 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.

2024-0473. State v. Green.

Coshocton App. No. 24CA0002. On motion for leave to file delayed appeal. Motion denied.

Fischer and Donnelly, JJ., dissent.

2024-0476. State v. Keen.

Muskingum App. No. CT2023-0009, [2023-Ohio-4761](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

2024-0498. State v. Hardman.

Stark App. No. 2023-CA-00046, [2024-Ohio-300](#). 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.

APPEALS ACCEPTED FOR REVIEW

2024-0264. Ashmus v. Coughlin.

Cuyahoga App. No. 112816, [2024-Ohio-341](#).

Deters, J., dissents.

2024-0298. State v. Shockey.

Marion App. No. 9-23-22, [2024-Ohio-296](#). Sua sponte, cause held for the decision in [2023-0839](#), *State v. Mays*.

Donnelly and Brunner, JJ., dissent.

2024-0370. Sauter v. Integrity Cycles, L.L.C.

Franklin App. No. 23AP-313, [2024-Ohio-309](#). Appeal accepted on proposition of law No. I.

Kennedy, C.J., and DeWine and Donnelly, JJ., would accept the appeal on both propositions of law.

Stewart, Brunner, and Deters, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2023-1591. State v. Vega.

Cuyahoga App. No. 112613, [2023-Ohio-3885](#).

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

2024-0014. State v. Brandon.

Muskingum App. No. CT2017-0081.

2024-0054. State v. Lottie.

Richland App. No. 2022 CA 0063.

2024-0082. State v. Allen.

Stark App. No. 2022 CA 00151, [2023-Ohio-3739](#).

2024-0343. Martens v. Price.

Hancock App. No. 5-23-04, [2023-Ohio-4359](#). Appellant's notice in regard to motion to stay and request for case to be considered together with [2024-0122](#), *State ex rel. Martens v. Findlay Mun. Ct.*, denied.

Kennedy, C.J., and Stewart, J., would deny the notice and request as moot.

2024-0348. State v. Knowlton.

Ashtabula App. No. 2023-A-0013, [2023-Ohio-3759](#).

Donnelly, J., dissents and would appoint counsel.

2024-0364. State v. Rocubert.

Shelby App. No. 17-23-11, [2024-Ohio-395](#).

Donnelly, J., dissents.

2024-0367. State v. Lavender.

Hamilton App. No. C-230042, [2024-Ohio-229](#).

2024-0375. Guzzetta v. Guzzetta.

Butler App. Nos. CA2023-06-064 and CA2023-07-084, [2024-Ohio-294](#).

2024-0378. State v. Warnock.

Madison App. No. CA2023-02-001, [2024-Ohio-382](#).

2024-0383. Reproductive Gynecology, Inc. v. Wu.

Franklin App. No. 22AP-141, [2023-Ohio-2557](#).

2024-0384. Wells Fargo Bank, N.A. v. Shear.

Hamilton App. No. C-220527.

2024-0385. Medpace, Inc. v. Icon Clinical Research, L.L.C.

Hamilton App. No. C-230133, [2023-Ohio-4552](#).

2024-0393. State v. Mull.

Wood App. Nos. WD-23-004 and WD-23-012, [2024-Ohio-370](#).
Kennedy, C.J., and Fischer, J., dissent.

2024-0395. State v. Singleton.

Cuyahoga App. No. 112588, [2024-Ohio-465](#).

2024-0396. Cleveland v. Graham.

Cuyahoga App. No. 112103, [2024-Ohio-336](#).

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

2024-0397. State v. Azali.

Cuyahoga App. No. 112299, [2023-Ohio-4643](#).
Stewart, J., not participating.

2024-0398. State v. Haudenschild.

Ashland App. No. 23-COA-014, [2024-Ohio-407](#).

Donnelly, J., dissents and would accept the appeal on proposition of law No. II and hold the cause for [2023-0654](#), *State v. Glover*.

2024-0420. State v. Ventura.

Medina App. No. 22CA0028-M, [2024-Ohio-498](#).

2024-0426. State v. Turner.

Montgomery App. No. 29785, [2024-Ohio-684](#).

2024-0468. State v. Ellison.

Mahoning App. No. 23 MA 0019, [2024-Ohio-653](#).

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

2024-0497. State v. Porterfield.

Ashland App. No. 23-COA-007, [2024-Ohio-673](#).

2024-0505. State v. Britford.

Franklin App. Nos. 23AP-363, 23AP-364, and 23AP-365.

2024-0519. State v. Harrell.

Cuyahoga App. No. 111293, [2024-Ohio-725](#).

Donnelly, J., dissents and would appoint counsel.

2024-0520. State v. Marbuery-Davis.

Cuyahoga App. No. 112986, [2024-Ohio-586](#).

RECONSIDERATION OF PRIOR DECISIONS

2023-0788. State ex rel. Taylor v. Montgomery Cty. Court of Common Pleas.

Montgomery App. No. 29735. Reported at __ Ohio St.3d __, [2024-Ohio-1127](#), __ N.E.3d __. On motion for reconsideration. Motion denied.

2023-1495. In re Estate of Wearn.

Cuyahoga App. No. 112146, [2023-Ohio-3152](#). Reported at 172 Ohio St.3d 1483, [2024-Ohio-335](#), 226 N.E.3d 978. On revised motion for reconsideration. Motion denied. Appellant's motion for removal of material filed by appellee denied.

Kennedy, C.J., would deny the motion for removal as moot.

2023-1610. State v. Moore.

Erie App. No. E-22-051, [2023-Ohio-3834](#). Reported at 173 Ohio St.3d 1436, [2024-Ohio-1125](#), 229 N.E.3d 1217. On motion for reconsideration. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 20 days. The case shall proceed in accordance with the Rules of Practice of the Supreme Court of Ohio.

Brunner, J., would allow appellant 30 days.

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

2023-1626. State ex rel. Keith v. Howard.

In Mandamus. Reported at 173 Ohio St.3d 1437, [2024-Ohio-1087](#), 230 N.E.3d 1192. On motion for reconsideration. Motion denied.

2024-0068. Robinson v. State Med. Bd.

Miscellaneous case. Reported at 173 Ohio St.3d 1437, [2024-Ohio-1087](#), 230 N.E.3d 1194. On motion for reconsideration. Motion denied.

2024-0126. State v. Smith.

Montgomery App. No. 29597, [2023-Ohio-4565](#). Reported at 173 Ohio St.3d 1442, [2024-Ohio-1228](#), 230 N.E.3d 1204. On motion for reconsideration. Motion denied.

2024-0163. State v. Parks.

Carroll App. No. 23 CA 0965, [2023-Ohio-4740](#). Reported at 173 Ohio St.3d 1439, [2024-Ohio-1087](#), 230 N.E.3d 1198. On motion for reconsideration. Motion denied.

Brunner, J., dissents.

DISCIPLINARY CASES

2024-0482. Disciplinary Counsel v. Bissell.

On Certified Report by the Board of Professional Conduct, No. [2023-037](#). Scott David Bissell, Attorney Registration No. 0085229, last known business address in Centerville, Ohio, suspended from the practice of law for two years, conditionally stayed.

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

Kennedy, C.J., dissents and would remand the matter to the board.

Brunner, J., not participating.

2024-0483. Cleveland Metro. Bar Assn. v. Taubman.

On Certified Report by the Board of Professional Conduct, No. [2023-033](#). Brian Mathew Taubman, Attorney Registration No. 0084408, last known business address in Cleveland, Ohio, publicly reprimanded.

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

Kennedy, C.J., dissents and would remand the matter to the board.

Donnelly and Brunner, JJ., not participating.