

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

February 6, 2024

[Cite as *02/06/2024 Case Announcements, 2024-Ohio-335.*]

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## MERIT DECISIONS WITHOUT OPINIONS

**2023-1583. Bibb v. Columbus Police Dept. Narcotic.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2023-1590. Douglas v. May.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

## MOTION AND PROCEDURAL RULINGS

**2023-1401. State v. Shank.**

Medina App. No. 2023CA0034-M. On motion for leave to file delayed appeal. Motion denied.

**2023-1558. State v. Sharpnac.**

Cuyahoga App. No. 112330. 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 DeWine and Deters, JJ., dissent.

**2023-1580. State v. Tall.**

Union App. No. 14-22-26, [2023-Ohio-1853](#). On motion for leave to file delayed appeal. Motion denied.

Donnelly, J., dissents.

**2023-1581. State v. Furman.**

Ashtabula App. No. 2022-A-0029. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Fischer, Brunner, and Deters, JJ., dissent.

**2023-1591. State v. Vega.**

Cuyahoga App. No. 112613. 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.

**APPEALS ACCEPTED FOR REVIEW**

**2023-1475. Faith Ranch & Farms Fund, Inc. v. PNC Bank, Natl. Assn.**

Harrison App. Nos. 23 HA 0001 and 23 HA 0002, [2023-Ohio-4249](#).

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

**2023-1501. State v. Dunn.**

Geauga App. No. 2022-G-0041, [2023-Ohio-2828](#).

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

**APPEALS NOT ACCEPTED FOR REVIEW**

**2023-1067. State v. Larr.**

Muskingum App. No. CT2022-0069, [2023-Ohio-2128](#).

Donnelly, J., dissents and would appoint counsel.

**2023-1082. State v. Siple.**

Stark App. No. 2022CA00092.

**2023-1174. State v. Stevens.**

Summit App. No. 30336.

**2023-1394. Midland Funding, L.L.C. v. Hottenroth.**

Cuyahoga App. No. 111328, [2023-Ohio-923](#). Appeal and cross-appeal not accepted.

Stewart, J., not participating.

**2023-1437. Kennedy v. Kennedy.**

Geauga App. No. 2023-G-0024, [2023-Ohio-3691](#). Appellant's request for oral argument denied as moot. Appellee's motion to dismiss denied as moot.

Kennedy, C.J., would deny appellant's request and appellee's motion on the merits.

Donnelly and Stewart, JJ., would deny appellant's request on the merits.

**2023-1479. State v. Knowlton.**

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

**2023-1482. Westlake Servs., L.L.C. v. Chandler.**

Cuyahoga App. No. 112313, [2023-Ohio-3714](#).

Kennedy, C.J., dissents.

**2023-1493. State v. Newberry.**

Cuyahoga App. No. 111431, [2023-Ohio-3623](#).

**2023-1494. State v. Wood.**

Clark App. No. 2022-CA-67, [2023-Ohio-3735](#).

**2023-1495. In re Estate of Wearn.**

Cuyahoga App. No. 112146, [2023-Ohio-3152](#).

**2023-1496. Tucker v. Uhl.**

Butler App. No. CA 2023-05-0052.

**2023-1500. State v. Lauck.**

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

**2023-1504. Slodov v. Eagle Ridge Subdivision Property Owners Assn., Inc.**

Geauga App. No. 2023-G-0013, [2023-Ohio-3688](#).

**2023-1507. Olmsted Twp. v. Donnelly.**

Cuyahoga App. No. 112334, [2023-Ohio-3712](#).

**2023-1508. Ho v. Co.**

Hamilton App. No. C-220319, [2023-Ohio-3698](#).

Stewart, J., dissents and would accept the appeal on proposition of law No. II.

**2023-1535. State v. Smith.**

Hamilton App. No. C-220583, [2023-Ohio-3954](#).

**2023-1543. State v. Johnson.**

Lucas App. No. L-22-1084, [2023-Ohio-2424](#). Appellant’s motion for appointment of counsel, motion for a “Franks” hearing, and motion to strike “prosecutor’s S.Ct.Prac.R. 7.03(E), S.Ct.Prac.R. 16.07(B) violation” denied.

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

Fischer, J., would deny the motion for a “Franks” hearing as moot.

Brunner, J., would deny the motion for appointment of counsel as moot.

**2023-1545. State v. Walker.**

Franklin App. Nos. 22AP-113, 22AP-114, and 22AP-115, [2023-Ohio-3852](#).

**2023-1548. In re S.K.**

Highland App. No. 23CA7, [2023-Ohio-4106](#).

**2023-1567. Francisco A. Mateo, MD, Inc. v. Proia.**

Mahoning App. Nos. 22 MA 0053 and 22 MA 0054, [2023-Ohio-3908](#).

**2023-1568. State v. Osborne.**

Washington App. No. 23CA20.

**2023-1587. State v. Wolfe.**

Montgomery App. No. 29857, [2023-Ohio-4001](#).

**2023-1593. State v. Mathis.**

Lucas App. No. L-23-1038, [2023-Ohio-4006](#).

**2023-1596. State v. Jones.**

Franklin App. No. 12AP-1091, [2014-Ohio-674](#).

## RECONSIDERATION OF PRIOR DECISIONS

**2023-0588. State ex rel. Davic v. Franklin Cty. Court of Common Pleas.**

Franklin App. No. 22AP-301, [2023-Ohio-1195](#). Reported at \_\_ Ohio St.3d \_\_, 2023-Ohio-4569, \_\_ N.E.3d \_\_. On motion for reconsideration. Motion denied.

**2023-1075. State ex rel. Cunningham v. McIntosh.**

In Mandamus. Reported at 172 Ohio St.3d 1414, 2023-Ohio-4259, 222 N.E.3d 653. On motion for reconsideration. Motion denied.

**2023-1147. State ex rel. Thompson v. Kennedy.**

In Mandamus. Reported at 172 Ohio St.3d 1415, 2023-Ohio-4259, 222 N.E.3d 657. On motion for reconsideration. Motion denied.

**2023-1157. Townsend v. AutoNation Wickliff.**

Cuyahoga App. No. 111993, [2023-Ohio-1894](#). Reported at 172 Ohio St.3d 1424, 2023-Ohio-4410, 223 N.E.3d 490. On motion for reconsideration. Motion denied.

**2023-1243. State v. Cooper.**

Stark App. No. 2022CA00091, [2023-Ohio-2897](#). Reported at 172 Ohio St.3d 1426, 2023-Ohio-4410, 223 N.E.3d 492. On motion for reconsideration. Motion denied.

Donnelly, J., dissents.

**2023-1319. Sudberry v. Stuff.**

In Habeas Corpus. Reported at 172 Ohio St.3d 1423, 2023-Ohio-4410, 223 N.E.3d 483. On motion for reconsideration. Motion denied.