

# The Supreme Court of Ohio

---

## CASE ANNOUNCEMENTS

February 20, 2024

[Cite as *02/20/2024 Case Announcements, 2024-Ohio-555.*]

---

## MERIT DECISIONS WITHOUT OPINIONS

**2024-0021. Martinez v. State.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2024-0022. Porter v. State.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2024-0024. State v. Id-Deen.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

**2024-0039. State v. Campbell.**

In Habeas Corpus. Sua sponte, cause dismissed.

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

## MOTION AND PROCEDURAL RULINGS

### **2023-1610. State v. Moore.**

Erie App. No. E-22-051, [2023-Ohio-3834](#). 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.

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

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

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

Clark App. No. 2023-CA-6, [2023-Ohio-3655](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

### **2023-1650. State v. Carter.**

Allen App. No. 1-23-03, [2023-Ohio-2918](#). On motion for leave to file delayed appeal. Motion denied.

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

## APPEALS ACCEPTED FOR REVIEW

### **2023-1531. In re P.M.S.**

Warren App. No. CA2022-05-036, [2023-Ohio-3825](#).

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

### **2023-1538. New Albany-Plain Local Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.**

Franklin App. No. 22AP-732, [2023-Ohio-3806](#). Sua sponte, cause held for the decision in 2023-0964, *Marysville Exempted Village Schools Bd. of Edn. v. Union Cty. Bd. of Revision*.

**2023-1551. New Albany-Plain Local Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.**

Franklin App. No. 22AP-750. Sua sponte, cause held for the decision in 2023-0964, *Marysville Exempted Village Schools Bd. of Edn. v. Union Cty. Bd. of Revision*.

**2023-1554. New Albany-Plain Local Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.**

Franklin App. No. 22AP-751. Sua sponte, cause held for the decision in 2023-0964, *Marysville Exempted Village Schools Bd. of Edn. v. Union Cty. Bd. of Revision*.

**2023-1555. New Albany-Plain Local Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.**

Franklin App. No. 22AP-743. Sua sponte, cause held for the decision in 2023-0964, *Marysville Exempted Village Schools Bd. of Edn. v. Union Cty. Bd. of Revision*.

**2023-1557. State ex rel. Boggs v. Cleveland.**

Cuyahoga App. No. 112111, [2023-Ohio-3871](#).

DeWine, Stewart, and Deters, JJ., dissent.

**APPEALS NOT ACCEPTED FOR REVIEW**

**2023-1211. State v. Boyd.**

Montgomery App. No. 29447, [2023-Ohio-2079](#).

**2023-1238. State v. Jackson.**

Allen App. No. 1-22-27, [2023-Ohio-2193](#).

**2023-1398. Bobie v. Bobie.**

Butler App. No. CA2022-12-119, [2023-Ohio-3293](#). Appeal and cross-appeal not accepted.

**2023-1514. State v. Roosa.**

Portage App. No. 2023-P-0003, [2023-Ohio-3757](#).

**2023-1520. State ex rel. Phillips v. May.**

Marion App. No. 9-23-20. Appellant's motion for supplementation of the record denied.

DeWine, J., would deny the motion as moot.

**2023-1524. State v. Grace.**

Fairfield App. No. 2022 CA 00039, [2023-Ohio-3781](#).

**2023-1529. State v. Brusiter.**

Cuyahoga App. No. 112410, [2023-Ohio-3794](#).

**2023-1530. State v. Baldwin.**

Cuyahoga App. No. 112440, [2023-Ohio-3795](#).

**2023-1533. Spiegel v. Ianni.**

Hamilton App. Nos. C-220467, C-230012, and C-230036, [2023-Ohio-3809](#).

**2023-1544. State v. Reynolds.**

Cuyahoga App. No. 112139, [2023-Ohio-3873](#).

**2023-1546. White v. Salem.**

Lake App. No. 2023-L-065, [2023-Ohio-3839](#).

**2023-1547. State v. Houston.**

Cuyahoga App. No. 112689, [2023-Ohio-3888](#).

**2023-1552. State v. Cunningham.**

Portage App. No. 2021-P-0049, [2023-Ohio-3300](#).

Donnelly, Stewart, and Brunner, JJ., dissent.

**2023-1553. Cleveland v. Bates.**

Cuyahoga App. No. 112167, [2023-Ohio-3627](#).

**2023-1556. Roush v. Blazek.**

Coshocton App. No. 2023 CA 0009, [2023-Ohio-3917](#).

Brunner, J., dissents.

**2023-1559. State v. Sweeney.**

Franklin App. No. 22AP-719, [2023-Ohio-3854](#).

**2023-1564. Worthington v. Gideon.**

Franklin App. No. 23AP-475.

Brunner, J., dissents.

**2023-1569. State v. Lewis.**

Delaware App. No. 23CAA100089.

**2023-1570. State v. Walton.**

Cuyahoga App. No. 112127 and 112892, [2023-Ohio-3872](#).

Donnelly, J., not participating.

**2023-1571. State v. Alexander.**

Lucas App. No. L-22-1183, [2023-Ohio-2708](#).

Fischer, J., dissents.

Stewart, J., not participating.

**2023-1572. State v. Johnson.**

Franklin App. No. 21AP-427, [2023-Ohio-3897](#).

**2023-1574. El Attar v. Marine Towers E. Condominium Owners' Assn., Inc.**

Cuyahoga App. No. 111695, [2023-Ohio-2581](#).

Stewart, J., not participating.

**2023-1576. State v. Howard.**

Cuyahoga App. No. 112024, [2023-Ohio-3870](#).

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

**2023-1585. State v. Struckman.**

Hamilton App. No. C-210640, [2022-Ohio-2848](#).

Fischer, J., not participating.

**2023-1586. State v. Scott.**

Preble App. No. CA2023-08-009.

**2023-1589. State v. Marcum.**

Montgomery App. No. 29823, [2023-Ohio-4058](#).

**2023-1625. State v. Trujillo.**

Cuyahoga App. No. 112442, [2023-Ohio-4125](#).

**2023-1627. Atlas Indus. Contractors, L.L.C. v. Andrews.**

Franklin App. No. 23AP-465.

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

**2023-1641. La Riccia v. Ohio Civ. Rights Comm.**

Cuyahoga App. No. 111976, [2023-Ohio-1816](#).

**2023-1648. State v. Gales.**

Summit App. No. 30532, [2023-Ohio-2753](#).

**2024-0016. State v. Patterson.**

Hamilton App. No. C-170329, [2018-Ohio-3348](#).

## RECONSIDERATION OF PRIOR DECISIONS

**2023-1168. Mann v. Durrani.**

Hamilton App. Nos. C-220022 and C-220039, [2023-Ohio-2672](#). Reported at 172 Ohio St.3d 1425, 2023-Ohio-4410, 223 N.E.3d 484. On motion for reconsideration. Motion denied.

Fischer and Deters, JJ., not participating.

**2023-1185. Crawford v. Bellevue Hosp.**

Erie App. No. E-22-039, [2023-Ohio-2709](#). Reported at 172 Ohio St.3d 1425, 2023-Ohio-4410, 223 N.E.3d 493. On motion for reconsideration. Motion denied.

**2023-1190. State v. Rogers.**

Franklin App. No. 21AP-546, [2023-Ohio-2749](#). Reported at 172 Ohio St.3d 1425, 2023-Ohio-4410, 223 N.E.3d 488. On motion for reconsideration. Motion denied.

DeWine, J., dissents.

**2023-1196. Houchell v. Durrani.**

Hamilton App. No. C-220021, [2023-Ohio-2501](#). Reported at 172 Ohio St.3d 1425, 2023-Ohio-4410, 223 N.E.3d 493. On motion for reconsideration. Motion denied.

Fischer and Deters, JJ., not participating.

**2023-1205. Rohrer v. Moore.**

Licking App. No. 23CA00022. Reported at 172 Ohio St.3d 1425, 2023-Ohio-4410, 223 N.E.3d 489. On motion for reconsideration. Motion denied.

**2023-1229. State v. Horn.**

Wood App. No. WD-21-062, [2023-Ohio-138](#). Reported at 172 Ohio St.3d 1433, 2023-Ohio-4640, 224 N.E.3d 56. On motion for reconsideration. Motion denied.  
Stewart and Brunner, JJ., dissent.