

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

December 24, 2025

[Cite as *12/24/2025 Case Announcements*, 2025-Ohio-5682.]

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## MERIT DECISIONS WITH OPINIONS

**2023-1020. In re Application of S. Branch Solar, Slip Opinion No. 2025-Ohio-5679.**

Power Siting Board, No. 21-669-EL-BGN. Order affirmed.

Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

Kennedy, C.J., concurs, with an opinion.

**2023-1296. VVF Intervest, L.L.C. v. Harris, Slip Opinion No. 2025-Ohio-5680.**

Board of Tax Appeals, No. 2019-1233. Decision reversed.

Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

Kennedy, C.J., dissents, with an opinion.

**2025-0647. State ex rel. Mack v. Robinson, Slip Opinion No. 2025-Ohio-5681.**

Richland App. No. 2025 CA 0021. Judgment affirmed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

## MERIT DECISIONS WITHOUT OPINIONS

### **2025-0955. State ex rel. Whitney v. O'Brien.**

In Mandamus and Prohibition. On respondents' motions to dismiss. Motions granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

### **2025-1177. State ex rel. Townsend v. Burnside.**

In Procedendo. On relator's request for issuance of an additional summons. Request denied. Relator's motion for leave to amend complaint denied. Cause dismissed pursuant to Rule 12.04.

Kennedy, C.J., and DeWine, Hawkins, and Shanahan, JJ., concur.

Fischer, J., concurs in part and dissents in part and would grant the motion for leave to amend.

Brunner and Deters, JJ., dissent and would grant the request and motion, order respondent to file an answer, and issue an alternative writ.

### **2025-1227. State ex rel. Callahan v. Dept. of Rehab. & Corr.**

In Mandamus. On respondents' motions to dismiss. Motions granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

### **2025-1247. State ex rel. Kennedy v. Harris.**

In Mandamus. Cause dismissed pursuant to Rule 12.04.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

### **2025-1292. State ex rel. Jones v. Eleventh Dist. Court of Appeals.**

In Mandamus. On relator's motion for issuance of emergency writ of mandamus. Motion denied. Respondent's motion to dismiss granted. Relator's request for docketing denied. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur

**2025-1347. State ex rel. Pottinger v. O'Malley.**

In Mandamus and Prohibition. On respondents' motions to dismiss. Motions granted. Relator's motion for leave to file amended response in opposition to dismissal denied. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

**2025-1349. State ex rel. Hagens v. Warren Cty. Common Pleas Court.**

In Mandamus. On respondent's motion to dismiss. Motion granted. Relator's motion for leave to amend application for writ denied. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Hawkins, and Shanahan, JJ., concur.

Deters, J., concurs but would sua sponte dismiss the cause and deny respondent's motion as moot.

Brunner, J., dissents and would grant relator's motion.

**2025-1352. McBroom v. Ohio Aud.**

In Procedendo. On respondent's motion to dismiss. Motion granted. Relator's amended request for permission to file an addendum denied. Relator's request for default judgment denied. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Brunner, Deters, Hawkins, and Shanahan, JJ., concur.

**2025-1365. State ex rel. McCoy v. Wells.**

In Mandamus. On respondents' motion to dismiss. Motion granted. Respondents' motion to sanction relator denied. Cause dismissed.

Kennedy, C.J., and DeWine, Brunner, and Deters, JJ., concur.

Fischer, Hawkins, and Shanahan, JJ., concur in part and dissent in part and would grant the motion to sanction relator.

## **MOTION AND PROCEDURAL RULINGS**

**2019-0543. State v. Lucius.**

Logan App. No. 8-18-31, [2019-Ohio-741](#). On appellant's motion to seal or restrict public access to case record. Motion denied.

**2025-0775. State ex rel. Bloodworth v. Toledo Corr. Inst.**

In Mandamus. On relator's motion for relief from judgment or order. Motion denied. Relator's motion for leave to file amended motion for relief from judgment or order denied.

**2025-1097. State ex rel. Ames v. Andover Village Council.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondent's brief. Respondent's "counterclaim/motion" held in abeyance and treated as requests to declare relator to be a vexatious litigator and for sanctions. Respondent's motion for docket correction and motion for expedited dismissal of counterclaim denied.

Fischer, Hawkins, and Shanahan, JJ., dissent in part and would sua sponte dismiss the cause.

Deters, J., dissents in part and would grant the motion for docket correction.

**2025-1348. State v. Talbert.**

Trumbull App. No. 2024-T-0081, [2025-Ohio-3116](#). On review of order certifying a conflict. The court determines that a conflict exists. The parties are to brief the issue as stated on page 2 of the court of appeals' October 9, 2025 entry: "Does a trial court possess the authority as a matter of law to disapprove or foreclose a defendant's participation in any Department of Rehabilitation and Correction's transitional control program at a sentencing hearing?" The conflict cases are *State v. Toennisson*, [2011-Ohio-5869](#) (12th Dist.), and *State v. Brown*, [2016-Ohio-310](#) (1st Dist.). Sua sponte, cause consolidated with case No. [2025-1370](#).

**2025-1439. State v. Wahl.**

Wood App. Nos. WD-24-014 and WD-24-015, [2025-Ohio-4576](#). On review of order certifying a conflict. The court determines that a conflict exists. The parties are to brief the issue as stated in [2025-Ohio-4576](#), ¶ 17 (6th Dist.): "Does the 'maximum prison term or term of imprisonment that the defendant or person could have received' as used in R.C. 2945.401(J)(1)(b) for determining the final termination of commitment include the maximum prison term imposed under the indefinite sentencing scheme required by the Reagan Tokes Law?" The conflict case is *State v. Young*, [2021-Ohio-215](#) (8th Dist.).

Deters, J., dissents.

**2025-1366. State ex rel. Ames v. Stow-Munroe Falls City School Dist. Bd. of Edn.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondent's brief. Respondent's revised motion to correct the online docket and motion to strike page 8 of the opposition to the revised motion to correct the online docket denied. Respondent's revised motion to consolidate case Nos. [2025-1366](#), [2025-1424](#), and [2025-1474](#) granted. Respondent's "counterclaim/motion" held in abeyance and treated as requests to declare relator to be a vexatious litigator and for sanctions. Relator's motion to strike or dismiss counterclaim and motion for expedited dismissal of counterclaim denied.

**2025-1388. State ex rel. Hall v. Moore.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondent's brief.

Fischer and Shanahan, JJ., dissent and would sua sponte dismiss the cause.

**2025-1422. State ex rel. Bailey v. Dept. of Rehab. & Corr.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondent's brief.

Fischer and Hawkins, JJ., dissent and would sua sponte dismiss the cause.

**2025-1424. State ex rel. Ames v. Stow-Munroe Falls City School Dist. Bd. of Edn.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a

reply brief within 7 days after the filing of respondent's brief. Respondent's revised motion to consolidate case Nos. [2025-1366](#), [2025-1424](#), and [2025-1474](#) granted. Respondent's "counterclaim/motion" held in abeyance and treated as requests to declare relator to be a vexatious litigator and for sanctions. Relator's motion to strike or dismiss counterclaim and motion to strike matter from respondent's answer denied.

Fischer and Hawkins, JJ., dissent and would sua sponte dismiss the cause and deny the motions as moot.

**[2025-1469](#). In re A.M.**

Franklin App. No. 23AP-540, [2025-Ohio-4435](#). On appellant/cross-appellee's motion to stay. Motion denied.

Hawkins and Shanahan, JJ., dissent.

**[2025-1474](#). State ex rel. Ames v. Stow-Munroe Falls City School Dist. Bd. of Edn.**

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relator shall file a brief within 30 days of the court's entry, respondent shall file a brief within 20 days after the filing of relator's brief, and relator may file a reply brief within 7 days after the filing of respondent's brief. Respondent's revised motion to consolidate case Nos. [2025-1366](#), [2025-1424](#), and [2025-1474](#) granted. Respondent's "counterclaim/motion" held in abeyance and treated as requests to declare relator to be a vexatious litigator and for sanctions. Relator's motion to strike or dismiss counterclaim denied.

Fischer and Hawkins, JJ., dissent and would sua sponte dismiss the cause and deny the motions as moot.

**[2025-1497](#). State ex rel. Bristolville 25 Developer, L.L.C. v. Lordstown.**

In Mandamus. On respondents' motion to dismiss. Motion granted as to respondent Matthew M. Ries and denied as to respondents Village of Lordstown and Kellie D. Bordner. Sua sponte, respondents Village of Lordstown and Kellie Bordner ordered to file an answer to the complaint within 14 days. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to Rule 12.05: The parties shall file any evidence they intend to present within 20 days of the court's entry, relators shall file a brief within 30 days of the court's entry, respondents shall file a brief within 20 days after the filing of relators' brief, and relators may file a reply brief within 7 days after the filing of respondents' brief.

**2025-1527. Timley v. Timley.**

Montgomery App. No. 30632. On emergency motion for injunction pending appeal. Motion denied.

### **APPEALS ACCEPTED FOR REVIEW**

**2025-1265. Gateway Royalty, L.L.C. v. EAP Ohio, L.L.C.**

Carroll App. No. 24 CA 0980, [2025-Ohio-2961](#). Appeal accepted on proposition of law No. I.

Brunner, J., would accept the appeal on both propositions of law.

Deters, J., dissents.

**2025-1370. State v. Talbert.**

Trumbull App. No. 2024-T-0081, [2025-Ohio-3116](#). Sua sponte, cause consolidated with case No. [2025-1348](#).

Fischer and Deters, JJ., dissent.

### **RECONSIDERATION OF PRIOR DECISIONS**

**2025-0737. Kohn v. Glenmede Trust Co.**

Cuyahoga App. No. 113863, [2025-Ohio-1058](#). Reported at [2025-Ohio-5187](#). On motion for reconsideration. Motion granted and cause reinstated. Appellants shall file a merit brief within seven days. Briefing in this cause shall proceed in accordance with the briefing schedule in [2025-0818](#), *Kohn v. Glenmede Trust Co.*, *N.A.*

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