

**ORIGINAL**

**IN THE SUPREME COURT OF OHIO**

Hallie Schiavoni,	)	Case No. 2012-1906
	)	
Appellee,	)	
	)	
v.	)	On Appeal from the Medina
	)	County Court of Appeals,
Brian R. Roy, et al.,	)	Ninth Appellate District
	)	Court of Appeals
Appellant.	)	Case No. 11CA0108-M
	)	

**CITATION TO AUTHORITY**

Patricia J. Schraff (0006830)  
 John P. Thomas (0079630) (Counsel of Record)  
 Schraff & King Co., L.P.A.  
 2802 S.O.M. Center Rd., Suite 200  
 Willoughby Hills, Ohio 44094  
 (440) 585-1600 phone.  
 (440) 585-1601 fax  
[pschraff@schraffking.com](mailto:pschraff@schraffking.com)  
[jthomas@schraffking.com](mailto:jthomas@schraffking.com)  
*Counsel for Hallie Schiavoni, Appellee*

Ronald N. Towne (0019622)  
 Ann L. Wehener (0063216)  
 388 South Main St., Suite 402  
 Akron, Ohio 44311  
 (330) 253-2227  
 (330) 253-1261 (fax)  
*Attorneys for Brian R. Roy, Appellant*

**RECEIVED**  
 DEC 27 2012  
 CLERK OF COURT  
 SUPREME COURT OF OHIO

**FILED**  
 DEC 27 2012  
 CLERK OF COURT  
 SUPREME COURT OF OHIO

12/27/2012 11:55 Schraff & King Co., L.P.A. v. 440 585 1601 1.000/000

Now comes Appellee Hallie Schiavoni ("Schiavoni"), by and through her undersigned counsel, and pursuant to Supreme Court Practice Rule 3.3, submits the following citation to relevant authority:

On December 11, 2012, the Ohio Senate passed HB 479 and sent it to Governor John Kasich for review and approval.

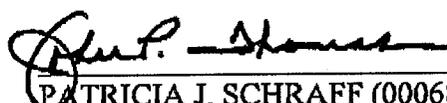
On December 20, 2012, Governor John Kasich signed HB 479 into law (Ex. A). HB 479 amends R.C. 2101.24(B)(1)(c)(i) to provide:

(B)(1) The probate court has concurrent jurisdiction with, and the same power at law and in equity as, the general division of the court of common pleas to issue writs and orders, and to hear and determine actions as follows:

(c) Subject to section 2101.31 of the Revised Code, any action with respect to a probate estate, guardianship, trust, or post-death dispute that involves any of the following:

(i) A designation or removal of a beneficiary of a life insurance policy, annuity contract, retirement plan, brokerage account, security account, bank account, real property or tangible personal property;

Respectfully submitted,

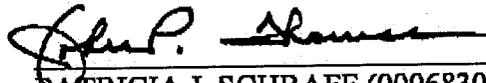
  
PATRICIA J. SCHRAFF (0006830)  
JOHN P. THOMAS (0079630)  
SCHRAFF & KING CO., L.P.A.  
2802 S.O.M. Center Rd., Suite 200  
Willoughby Hills, Ohio 44094  
(440) 585-1600 phone  
(440) 585-1601 fax  
*Attorneys for Appellee Hallie Schiavoni*

**CERTIFICATE OF SERVICE**

A copy of the foregoing was sent by regular U.S. mail, postage prepaid, this 27<sup>th</sup> day of December, 2012, to:

Ronald N. Towne, Esq.  
Leiby, Hanna, Rasnick, Towne, Evanchan,  
Palmisano & Hobson, LLC  
388 South Main St., Suite 402  
Akron, Ohio 44311  
*Attorneys for Defendant-Appellant Brian R. Roy*

Mary Jo Morse, Esq.  
Palecek, McIlvaine, Hoffmann &  
Morse Co., L.P.A.  
273 Main St., Suite 200  
Wadsworth, OH 44281  
*Attorneys for the Estate of Jean R. Roy*



---

PATRICIA J. SCHRAFF (0006830)  
JOHN P. THOMAS (0079630)  
SCHRAFF & KING CO., L.P.A.  
*Attorneys for Plaintiff-Appellee Hallie Schiavoni*

# Status Report of Legislation

## 129th General Assembly - House Bills

### HB 479

Primary Sponsor(s): Hagan C & Blessing

Subject: Trusts-adopt Legacy Trust Act/modify relevant law

#### Abbreviations used in the Status Report

A - Amended      P - Postponed      S - Substitute      \* - Note  
 F - Failed to Pass      R - Rereferred      V - Vetoed

Action by Chamber		House		Senate
Introduced		03/13/12		06/19/12
Committee Assigned		Judiciary & Ethics		Judiciary
Committee Report	S	05/23/12	S	12/05/12
Passed 3rd Consideration	A	06/13/12		12/11/12
Further Action To Conference Committee				
Concurrence		12/12/12		
Sent to Governor		12/14/12		
End of 10-day period		12/27/12		
Governor's Action		12/20/12		
Effective Date				

#### Notes