

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

April 23, 2014

[Cite as *04/23/2014 Case Announcements*, 2014-Ohio-1674.]

MERIT DECISIONS WITHOUT OPINIONS

2013-2014. State ex rel. Howland v. Eckstein.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, Lanzinger, French, and O'Neill, JJ., concur.

O'Donnell and Kennedy, JJ., dissent and would grant an alternative writ.

2014-0013. State ex rel. Hawkins v. Haas.

In Habeas Corpus. On petition for writ of habeas corpus filed by Cqualin L. Hawkins. Sua sponte, the writ is allowed. Allowing the writ means only that a return is ordered. Respondent shall file a return of writ within 21 days of service of the petition, and petitioner may file a response within 10 days after the return is filed. Petitioner's physical presence before the court is not required.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0016. State v. Williams.

In Habeas Corpus. On petition for writ of habeas corpus of Melody Williams. Sua sponte, cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0019. State v. Williams.

In Habeas Corpus. On petition for writ of habeas corpus. Sua sponte, cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0032. Allen v. Duffey.

In Habeas Corpus. On petition for writ of habeas corpus of John Dale Allen. Sua sponte, cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0035. State ex rel. Sultaana v. Bova.

In Habeas Corpus. On petition for writ of habeas corpus of Hakeem Sultaana. Sua sponte, cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Kennedy, and French, JJ., concur.
Lanzinger and O'Neill, JJ., dissent and would order a return of the writ.

2014-0075. Hughes v. Krumm.

Miscellaneous case. On motion to dismiss of Steve Krumm. Motion granted. On consideration of relator's motions to treat all documents as notarized, to provide immediate remedy or, in the alternative, motion to immediately personally appear to seek remedy, and motion to provide immediate remedy. Motions denied. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0159. Adams v. Schneider.

In Procedendo. On motion to dismiss. Motion granted. On consideration of relator's motion to strike responsive brief of respondent. Motion denied. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0162. State ex rel. Berry v. Phieffer.

In Mandamus. On consideration of respondent's answer and motion for judgment on the pleadings. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0163. State ex rel. Smith v. McFarland.

In Procedendo. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0204. Reed v. Cocroft.

In Procedendo. On consideration of respondent's answer and motion for judgment on the pleadings. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0237. Dean v. Frye.

In Procedendo. Sua sponte, cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0239. Walker v. Ohio Dept. of Rehab. & Corr.

In Mandamus. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0256. Krupka v. Corrigan.

In Procedendo. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0271. State ex rel. Rittner v. Barber.

In Procedendo. On motion to dismiss. Motion granted. On motion for stay. Motion denied. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0278. Ivery v. Saffold.

In Procedendo. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

2014-0279. State ex rel. Sultaana v. Corrigan.

In Prohibition. On motion to dismiss. Motion granted. Cause dismissed.

O'Connor, C.J., and Pfeifer, O'Donnell, Lanzinger, Kennedy, French, and O'Neill, JJ., concur.

MOTION AND PROCEDURAL RULINGS

2001-0314. State ex rel. Bristow v. Crawford Cty. Court of Common Pleas.

In Prohibition. On motion to vacate pre-filing restriction. Motion denied.

O'Donnell, J., dissents.

2006-1259. State ex rel. Coles v. Granville.

In Mandamus. On relator's motions for contempt and to strike of the estate of Vincent Ostrusina. Motions denied.

Pfeifer, J., dissents and would order MetroParks to either sue on the contract or commence an appropriations action under R.C. 163.05.

O'Donnell, J., not participating.

2013-0521. In re Application of Columbus S. Power Co.

Public Utilities Commission, No. 11-326-EL-SSO. On motion for protective order of Industrial Energy Users of Ohio. Motion denied.

Kennedy, J., dissents.

On motion for protective order of Ohio Power Company. Motion granted.

Pfeifer, J., dissents.

2013-0941. State ex rel. Yeaples v. Gall.

Cuyahoga App. No. 99454, 2013-Ohio-2207. On request for oral argument. Request granted.

O'Donnell, J., dissents.

2013-1733. State ex rel. Eversmann v. Hunter.

Hamilton App. No. C-130502. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1831. State ex rel. M.G. v. Hunter.

Hamilton App. No. C-130540. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1832. State ex rel. Bengé v. Hunter.

Hamilton App. No. C-130565, 2013-Ohio-4502. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1834. State ex rel. L.J. v. Hunter.

Hamilton App. No. C-130539. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1835. State ex rel. Nagel v. Hunter.

Hamilton App. No. C-130619, 2013-Ohio-4874. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1836. State ex rel. Landvatter v. Hunter.

Hamilton App. No. C-130564, 2013-Ohio-4501. On motion to dismiss appeal as moot. Motion granted. Cause dismissed.

2013-1948. Atakpu v. Montgomery Cty. Court of Common Pleas.

In Prohibition. On motion for relief from judgment pursuant to Civ.R. 60(A) and/or (B). Motion denied.

2014-0248. State v. Reed.

Franklin App. No. 13AP-450, 2013-Ohio-5145. On motion for delayed appeal. Motion denied.

Pfeifer and Kennedy, JJ., dissent.

2014-0262. State v. Bryant.

Summit App. No. 26774, 2013-Ohio-4996. On motion for delayed appeal. Motion denied.

Pfeifer, Kennedy, and O'Neill, JJ., dissent.

2014-0263. State v. Chionchio.

Portage App. No. 2012-P-0057, 2013-Ohio-4296. On motion for delayed appeal. Motion denied.

Pfeifer, French, and O'Neill, JJ., dissent.

2014-0265. State v. Harris.

Hamilton App. No. C-130537. On motion for delayed appeal. Motion denied.

Pfeifer and O'Neill, JJ., dissent.

2014-0275. State v. Brooks.

Cuyahoga App. No. 100349. On motion for delayed appeal. Motion denied.

Pfeifer and O'Neill, JJ., dissent.

2014-0302. State v. Dent.

Summit App. No. 26578. On motion for delayed appeal. Motion denied.

2014-0316. Bank of New York Mellon v. Adams.

Cuyahoga App. No. 99399, 2013-Ohio-5572. On review of order certifying a conflict. The court determines that a conflict exists. Sua sponte, cause held for the decision in 2012-2110, *CitiMortgage, Inc. v. Roznowski*, 5th Dist. Stark No. 2012-CA-93, 2012-Ohio-4901; and briefing schedule stayed.

O'Donnell, J., dissents.

2014-0323. State v. Nowden.

Clark App. No. 07CA0120, 2008-Ohio-5383. On motion for delayed appeal. Motion denied.

2014-0324. State v. Hailes.

Wood App. No. WD-13-051. On motion for delayed appeal. Motion denied.

Pfeifer, Kennedy, and O'Neill, JJ., dissent.

2014-0325. State v. Vincent.

Ross App. No. 13CA3410. On motion for delayed appeal. Motion denied.

O'Neill, J., dissents.

2014-0356. State v. Cannon.

Seneca App. No. 13-13-29. On motion for delayed appeal. Motion denied.

2014-0371. State v. Zell.

Erie App. No. E-12-066, 2013-Ohio-5354. On motion for delayed appeal. Motion denied.

O'Neill, J., dissents.

2014-0379. State v. Billman.

Monroe App. Nos. 12 MO 3 and 12 MO 5, 2013-Ohio-5774. On motion for delayed appeal. Motion denied.

O'Neill, J., dissents.

2014-0432. State v. Prade.

Summit App. No. 26775, 2014-Ohio-1035. This cause is pending before the court as a jurisdictional appeal.

Upon consideration of appellant's amended motion for immediate stay of execution of the judgment mandate, it is ordered by the court that the motion is granted until the court's determination of the jurisdictional question.

O'Donnell, Lanzinger, and French, JJ., dissent.

O'Connor, C.J., not participating.

Jeffrey E. Froelich, J., of the Second Appellate District, sitting for O'Connor, C.J.

APPEALS ACCEPTED FOR REVIEW

2013-1833. Fed. Home Loan Mtge. Corp. v. Koch.

Geauga App. No. 2012-G-3084, 2013-Ohio-4423. Discretionary appeal accepted on Proposition of Law No. II only; cause held for the decision in 2013-0304, *Bank of Am., N.A. v. Kuchta*, 9th Dist. Medina No. 12CA0025-M, 2012-Ohio-5562; and briefing schedule stayed.

Pfeifer and O'Donnell, JJ., concur but would accept both propositions of law.

Lanzinger, French, and O'Neill, JJ., dissent.

2014-0011. State v. Sullivan.

Fairfield App. No. 13-CA-10, 2013-Ohio-5276. Discretionary appeal accepted; cause held for the decision in 2013-1973, *State v. Johnson*, 12th Dist. Butler No. CA2012-11-235, 2013-Ohio-4865; and briefing schedule stayed.

O'Connor, C.J., and French, J., would accept the appeal on Proposition of Law No. I only.

2014-0012. State v. White.

Fairfield App. No. 13-CA-11, 2013-Ohio-5221. Discretionary appeal accepted; cause held for the decision in 2013-1973, *State v. Johnson*, 12th Dist. Butler No. CA2012-11-235, 2013-Ohio-4865; and briefing schedule stayed.

O'Connor, C.J., and French, J., would accept the appeal on Proposition of Law No. I only.

2014-0104. State v. Brown.

Wood App. No. WD-12-070, 2013-Ohio-5351.

Pfeifer and O'Donnell, JJ., dissent.

2014-0120. State v. Moore.

Mahoning App. No. 08 MA 20, 2013-Ohio-5868.

O'Connor, C.J., and O'Donnell and Kennedy, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2013-1870. State v. Derricoatte.

Ashtabula App. No. 2012-A-0038, 2013-Ohio-3774.

2013-1901. State v. Horton.

Summit App. No. 26407, 2013-Ohio-3902.

O'Neill, J., dissents.

2013-1905. Jacobs v. FirstMerit Corp.

Lake App. No. 2013-L-012, 2013-Ohio-4308.

French, J., dissents and would accept the appeal on Proposition of Law Nos. IV and V.

2013-2038. State v. Hudson.

Trumbull App. No. 2013-T-0001, 2013-Ohio-4967. Discretionary appeal and cross-appeal not accepted.

Kennedy, J., dissents and would accept the cross-appeal.

2014-0003. State v. Bailey.

Hamilton App. No. C-130245, 2013-Ohio-5512.

2014-0004. State v. Buck.

Hamilton App. No. C-130057.

O'Neill, J., dissents.

2014-0009. State v. Bays.

Ashland App. No. 13 COA 005, 2013-Ohio-4177.

2014-0014. Austin v. White Castle Sys., Inc.

Franklin App. No. 12AP-1029, 2013-Ohio-5107.

O'Donnell, J., not participating.

2014-0017. In re A.L.

Cuyahoga App. No. 99040, 2013-Ohio-5120.

2014-0020. Campolieti v. Cleveland Dept. of Pub. Safety.

Cuyahoga App. No. 99445, 2013-Ohio-5123.

2014-0022. Stanley v. Ohio State Univ. Med. Ctr.

Franklin App. No. 12AP-999, 2013-Ohio-5140.
O'Donnell, J., dissents.

2014-0023. State v. Russell.

Montgomery App. No. 25467, 2013-Ohio-5166. Discretionary appeal not accepted. Motion for stay denied.

2014-0025. State v. New.

Lorain App. No. 12CA010305, 2013-Ohio-3193.

2014-0026. Hagan v. Cleveland Times Square Holdings/Six Points, L.L.C.

Cuyahoga App. No. 99696, 2013-Ohio-5128.

2014-0029. State v. Hutchinson.

Highland App. No. 13CA3, 2013-Ohio-5334.

French, J., dissents and would accept the appeal on Proposition of Law No. I and hold the cause for the decision in 2012-1611, *State v. Wine*, 3d Dist. Auglaize No. 2-12-01, 2012-Ohio-2837.

2014-0034. State v. Fields.

Muskingum App. No. CT2013-0027, 2013-Ohio-5288.

2014-0036. State v. Farley.

Muskingum App. No. CT2013-0026, 2013-Ohio-5517.

2014-0037. State v. Boles.

Brown App. No. CA2012-06-012, 2013-Ohio-5202.

2014-0038. State v. Lintz.

Lake App. No. 2013-L-066, 2013-Ohio-4847.

2014-0039. Complete Credit Solutions, Inc. v. Kellam.

Hamilton App. No. C-130216, 2013-Ohio-5324.

O'Neill, J., dissents.

2014-0043. State v. Ceron.

Cuyahoga App. No. 99388, 2013-Ohio-5241.

Lanzinger, Kennedy, and O'Neill, JJ., dissent and would accept the appeal on Proposition of Law No. I and hold the cause for the decision in 2013-0251, *State v. Morris*, 9th Dist. Medina No. 09CA0022-M, 2012-Ohio-6151.

2014-0044. State v. Randall.

Cuyahoga App. No. 99721, 2013-Ohio-5130.

2014-0045. Bank of New York Mellon v. Morgan.

Montgomery App. No. 25664, 2013-Ohio-4393.

2014-0046. State v. Vanderhoof.

Lake App. No. 2013-L-36, 2013-Ohio-5366.

2014-0053. Fisher v. Beazer E., Inc.

Cuyahoga App. No. 99662, 2013-Ohio-5251.

O'Donnell, J., dissents and would accept the appeal on Proposition of Law No. I.

Kennedy and O'Neill, JJ., dissent and would accept the appeal on both Propositions of Law.

French, J., dissents and would accept the appeal on Proposition of Law No. II.

2014-0054. State v. Miley.

Richland App. No. 13CA47, 2013-Ohio-5673.

2014-0055. In re C.O.

Cuyahoga App. Nos. 99334 and 99335, 2013-Ohio-5239.

Pfeifer, J., dissents and would accept the appeal and hold the cause for the decision in 2012-2097, *In re A.G.*, 6th Dist. Ottawa No. OT-11-003, 2012-Ohio-5109.

2014-0056. O'Malley v. O'Malley.

Cuyahoga App. No. 98708, 2013-Ohio-5238.

French, J., dissents and would accept the appeal on Proposition of Law No. II and hold the cause for the decision in 2012-2097, *In re A.G.*, 6th Dist. Ottawa No. OT-11-003, 2012-Ohio-5109.

O'Neill, J., dissents.

2014-0060. State v. Dukles.

Medina App. No. 12CA0100-M, 2013-Ohio-5263.

2014-0066. State v. Segines.

Cuyahoga App. No. 99789, 2013-Ohio-5259.

2014-0068. MK&K Realty, Inc. v. Worthington City Council.

Franklin App. No. 13AP-375, 2013-Ohio-5400.

Pfeifer, J., dissents.

O'Donnell, J., dissents and would accept the appeal on Proposition of Law Nos. III and IV.

2014-0069. Bayus v. Chaney.

Trumbull App. No. 2013-T-0027, 2013-Ohio-5269.

2014-0072. State v. Falkenstein.

Cuyahoga App. No. 99670, 2013-Ohio-5315.

2014-0073. State v. Dennison.

Franklin App. No. 12AP-718, 2013-Ohio-5535.

2014-0074. Drogell v. Westfield Group.

Medina App. No. 11CA0011-M, 2013-Ohio-5262.

2014-0076. State v. Michailides.

Cuyahoga App. No. 99682, 2013-Ohio-5316.

2014-0077. In re C.M.

Cuyahoga App. No. 99599, 2013-Ohio-5426.

2014-0079. State v. Tolbert.

Hamilton App. No. C-120310.

2014-0081. State v. Baro.

Franklin App. No. 12AP-968, 2013-Ohio-5139.

O'Neill, J., dissents.

2014-0082. State v. Dibiase.

Lake App. No. 2013-L-040, 2013-Ohio-5830.

2014-0086. Harper v. Harper.

Tuscarawas App. No. 2013 AP 06 0026, 2013-Ohio-5413.

2014-0087. State v. Charity.

Mahoning App. No. 12 MA 214, 2013-Ohio-5385.

O'Connor, C.J., dissents and would accept the appeal on Proposition of Law Nos. II and III.

French and O'Neill, JJ., dissent.

2014-0088. Salmons v. Jones.

Lawrence App. No. 13CA11, 2013-Ohio-5417.

2014-0089. Lamosek v. Buss.

Trumbull App. No. 2013-T-0015, 2013-Ohio-5842.

Pfeifer, J., dissents.

2014-0090. Streaker v. Vilcinskis.

Hamilton App. No. C-130142.

2014-0091. State v. Satterfield.

Belmont App. No. 12 BE 22, 2013-Ohio-5551.

2014-0092. Crenshaw v. Integrity Realty Group, L.L.C.

Cuyahoga App. No. 100031, 2013-Ohio-5593.

2014-0094. Harrison v. Panera, L.L.C.

Montgomery App. No. 25626, 2013-Ohio-5338.

Kennedy, J., dissents and would accept the appeal on Proposition of Law Nos. I, II, and IV.

French, J., dissents.

2014-0095. Smith v. Garber.

Richland App. No. 13 CA 40, 2013-Ohio-5677.

O'Neill, J., dissents.

2014-0096. State v. Rapp.

Mahoning App. No. 12 MA 117, 2013-Ohio-5384.

2014-0097. State v. Fraker.

Union App. No. 14-12-19, 2013-Ohio-4561.

Pfeifer, J., dissents.

2014-0099. State ex rel. Verhovec v. Marietta.

Washington App. Nos. 11CA29, 12CA52, 12CA53, 13CA1, and 13CA2, 2013-Ohio-5414.

O'Donnell, J., dissents.

2014-0100. State ex rel. Verhovec v. Marietta.
Washington App. No. 12CA32, 2013-Ohio-5415.

2014-0105. State v. Griffin.
Franklin App. No. 12AP-798, 2013-Ohio-5389.

2014-0106. Grimes v. Neal.
Hamilton App. No. C-130015.

2014-0109. State v. Strong.
Auglaize App. No. 2-10-33.

2014-0110. State v. McCallister.
Summit App. No. 26722, 2013-Ohio-5559.

2014-0111. Toledo Edison Co. v. Defiance Cty. Bd. of Commrs.
Defiance App. No. 4-13-04, 2013-Ohio-5374.
O'Connor, C.J., and Kennedy, J., dissent.

2014-0114. Steele v. Ohio Dept. of Rehab. & Corr.
Franklin App. No. 13AP-1007.

2014-0119. State v. Hudson.
Clark App. No. 2011 CA 100, 2013-Ohio-2351.

2014-0121. State v. Stepherson.
Franklin App. No. 13AP-313, 2013-Ohio-5396.

2014-0124. In re C.M.
Cuyahoga App. Nos. 99601 and 99602, 2013-Ohio-5427.

O'Donnell, J., dissents and would accept the appeal on Proposition of Law No. IV.

2014-0126. State v. Butler.
Franklin App. No. 13AP-360, 2013-Ohio-5397.

2014-0131. State v. McKinney.
Franklin App. No. 13AP-211, 2013-Ohio-5394.

Kennedy, J., dissents.

2014-0133. State v. Brown.

Franklin App. No. 13AP-164, 2013-Ohio-5391.

2014-0134. Wells Fargo Bank, N.A. v. Roehrenbeck.

Licking App. No. 13 CA 29, 2013-Ohio-5498.

2014-0141. State v. Bryant.

Mahoning App. No. 99 CA 135.

2014-0157. Granata v. Stamatakos.

Franklin App. No. 13AP-424, 2013-Ohio-5548.

2014-0166. Littleton v. Holmes Siding Contr., Ltd.

Franklin App. No. 13AP-138, 2013-Ohio-5602.

French, J., dissents.

2014-0169. State v. Kirby.

Muskingum App. No. CT2013-0035, 2013-Ohio-5518.

2014-0202. State v. O’Leary.

Butler App. No. CA2013-01-009, 2013-Ohio-5670.

2014-0207. Coffman v. Ohio Dept. of Rehab. & Corr.

Franklin App. No. 12AP-816, 2013-Ohio-3829.

2014-0291. State v. Hubbard.

Franklin App. No. 11AP-945, 2014-Ohio-122.

2014-0305. State v. Conlon.

Cuyahoga App. No. 80411, 2014-Ohio-107.

RECONSIDERATION OF PRIOR DECISIONS

2012-0734. State ex rel. Smith v. Indus. Comm.

Franklin App. No. 11AP-61, 197 Ohio App.3d 289, 2012-Ohio-1011. Reported at ___ Ohio St.3d ___, 2014-Ohio-513, ___ N.E.3d ___. On motion for reconsideration. Motion denied.

O'Connor, C.J., and Pfeifer and Lanzinger, JJ., dissent.

2013-1118. State ex rel. Bevins v. Cooper.

Hamilton App. No. C-130276. Reported at ___ Ohio St.3d ___, 2014-Ohio-544, ___ N.E.3d ___. On motion for reconsideration. Motion denied.

2013-1719. State v. Shipley.

Franklin App. No. 12AP-948, 2013-Ohio-4055. Reported at 138 Ohio St.3d 1415, 2014-Ohio-566, 3 N.E.3d 1217. On motion for reconsideration. Motion denied.

Lanzinger and O'Neill, JJ., dissent.

2013-1776. State v. Allen.

Cuyahoga App. Nos. 99289 and 99191, 2013-Ohio-4188. Reported at 138 Ohio St.3d 1416, 2014-Ohio-566, 3 N.E.3d 1217. On motion for reconsideration. Motion granted. Discretionary appeal accepted; cause held for the decision in 2013-1973, *State v. Johnson*, 12th Dist. Butler No. CA2012-11-235, 2013-Ohio-4865; and briefing schedule stayed.

2013-1778. In re Guardianship of S.H.

Medina App. No. 13CA0066-M, 2013-Ohio-4380. Reported at 138 Ohio St.3d 1417, 2014-Ohio-566, 3 N.E.3d 1217. On motion for reconsideration. Motion denied.

O'Donnell and O'Neill, JJ., dissent.

2013-1779. Amalgamated Transit Union, AFL-CIO, Local 697 v. Toledo Area Regional Transit Auth.

Lucas App. No. L-12-1260, 2013-Ohio-4412. Reported at 138 Ohio St.3d 1417, 2014-Ohio-566, 3 N.E.3d 1218. On motion for reconsideration. Motion denied.

O'Connor, C.J., and O'Neill, J., dissent.

2013-1843. State v. Dilley.

Cuyahoga App. No. 99680, 2013-Ohio-4480. Reported at 138 Ohio St.3d 1417, 2014-Ohio-566, 3 N.E.3d 1218. On motion for reconsideration. Motion denied.

2013-1925. State ex rel. Parisi v. Heck.

Montgomery App. No. 25709, 2013-Ohio-4948. Reported at ___ Ohio St.3d ___, 2014-Ohio-473, ___ N.E.3d ___. On motion for reconsideration. Motion denied.

O'Neill, J., dissents.

2013-1952. State ex rel. Wilson v. Fain.

In Mandamus. Reported at 138 Ohio St.3d 1412, 2014-Ohio-566, 3 N.E.3d 1214.

On motion for reconsideration. Motion denied.