

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

April 27, 2016

[Cite as *04/27/2016 Case Announcements, 2016-Ohio-2707.*]

MERIT DECISIONS WITH OPINIONS

2014-1778. Geneva Area Recreational, Educational & Athletic Trust v. Testa, Slip Opinion No. 2016-Ohio-2695.

Board of Tax Appeals, No. 2012-841. Decision affirmed.

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

O'Neill, J., not participating.

2015-1093. State v. Sergeant, Slip Opinion No. 2016-Ohio-2696.

Lake App. No. 2013-L-125, 2015-Ohio-2603. Judgment reversed.

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

Pfeifer and O'Neill, JJ., dissent and would answer the certified question in the affirmative and would affirm the judgment in accordance with the opinion of the Eleventh District Court of Appeals.

MOTION AND PROCEDURAL RULINGS

2016-0291. Formica v. Dehner.

Warren App. No. CA2015-03-016, 2016-Ohio-75. This cause is pending before the court as a jurisdictional appeal.

Upon review of appellees' memorandum in response to jurisdiction, it is evident that it fails to comply with S.Ct.Prac.R. 3.09(B)(1)(b), which requires that the "text of all documents shall be at least 12-point type." Therefore, it is ordered by the court, sua sponte, that the document is stricken. Appellees shall file an

amended memorandum in response to jurisdiction that complies with all provisions of the Rules of Practice of the Supreme Court of Ohio within seven days of the date of this entry.

DISCIPLINARY CASES

2014-2250. Mahoning Cty. Bar Assn. v. DiMartino.

It is ordered by this court, sua sponte, that Dennis Armand DiMartino, Attorney Registration No. 0039270, last known business address in Youngstown, Ohio, is found in contempt for failure to comply with this court's order of February 17, 2016, to wit: failure to surrender his attorney-registration card and file an affidavit of compliance on or before March 18, 2016.

2015-0276. Trumbull Cty. Bar Assn. v. Bodor.

It is ordered by this court, sua sponte, that Csaba Andrew Bodor, Attorney Registration No. 0025613, last known business address in Warren, Ohio, is found in contempt for failure to comply with this court's order of February 12, 2016, to wit: failure to file an affidavit of compliance on or before March 14, 2016.

2016-0032. Trumbull Cty. Bar Assn. v. Bellew.

It is ordered by this court, sua sponte, that Timothy Eric Bellew, Attorney Registration No. 0067573, last known business address in Girard, Ohio, is found in contempt for failure to comply with this court's order of February 12, 2016, to wit: failure to file an affidavit of compliance on or before March 14, 2016.

2016-0613. In re McNamee.

On certified entry of felony conviction. Brian Francis McNamee, Attorney Registration No. 0040494, is hereby suspended from the practice of law for an interim period.

MISCELLANEOUS DISMISSALS

2015-1678. Columbus City Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.

Board of Tax Appeals, Nos. 2014-4335 and 2014-4336. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint application for dismissal, it is ordered by the court that the application for dismissal is granted. Accordingly, this cause is dismissed.

It is further ordered that a mandate be sent to and filed with the Board of Tax Appeals.

MEDIATION MATTERS

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. 19.01(A).

2016-0495. Buckeye Terminals, L.L.C. v. Franklin Cty. Bd. of Revision.
Board of Tax Appeals, No. 2014-4958.

2016-0497. State ex rel. Pepper v. Ada-Liberty Joint Ambulance Dist.
In Mandamus.

2016-0504. State ex rel. Tesack v. Miller.
In Mandamus.

2016-0505. State ex rel. Natl. Lime & Stone Co. v. Marion Cty. Bd. of Commrs.
Marion App. No. 9-15-24, 2016-Ohio-859.

2016-0506. Merriweather v. Cuyahoga Cty. Bd. of Revision.
Board of Tax Appeals, No. 2015-456.

2016-0509. State ex rel. McKee v. Union Metal Corp.
Franklin App. No. 15AP-414, 2016-Ohio-1236.

2016-0541. Julia Realty, Ltd. v. Cuyahoga Cty. Bd. of Revision.
Board of Tax Appeals, Nos. 2015-657 and 2015-658.

2016-0551. Columbus City Schools Bd. of Edn. v. Franklin Cty. Bd. of Revision.
Board of Tax Appeals, No. 2014-4633.

2016-0568. Harrah's Ohio Acquisition Co., L.L.C. v. Cuyahoga Cty. Bd. of Revision.
Board of Tax Appeals, Nos. 2014-4596, 2014-4810, 2014-4818, and 2014-4896.

2016-0575. State ex rel. Barnes v. Indus. Comm.
Franklin App. No. 15AP-170, 2016-Ohio-824.