

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

June 4, 2024

[Cite as *06/04/2024 Case Announcements*, 2024-Ohio-2123.]

MERIT DECISIONS WITH OPINIONS

2023-1293. State ex rel. Ware v. Booth, Slip Opinion No. 2024-Ohio-2102.

In Mandamus. On respondent's motion for judgment on the pleadings. Motion denied. Sua sponte, alternative writ granted. The following schedule is set for presentation of evidence and filing of briefs: 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. Cause referred to a master commissioner for purposes of conducting a full evidentiary hearing on the request for a writ of mandamus; the referral encompasses any related matters including, if necessary, a recommendation to the court for appropriate action under S.Ct.Prac.R. 4.03.

Fischer, DeWine, Donnelly, Brunner, and Deters, JJ., concur.

Kennedy, C.J., concurs in judgment only in part and dissents in part and would not refer the case for a hearing.

Stewart, J., dissents from the judgment and opinion ordering an alternative writ and would grant respondent's motion for judgment on the pleadings.

MOTION AND PROCEDURAL RULINGS

2024-0035. 155 N. Fifth St., Inc. v. Harris.

Board of Tax Appeals, No. 2020-263. On joint motion to remand. Motion granted and cause remanded to the Board of Tax Appeals to take further action as appropriate.

DISCIPLINARY CASES

2024-0394. Columbus Bar Assn. v. O'Brien.

Sua sponte, Kevin John O'Brien, Attorney Registration No. 0028108, last known business address in Columbus, Ohio, found in contempt for failure to file an affidavit of compliance on or before May 1, 2024.

MISCELLANEOUS DISMISSALS

2024-0507. Horton v. State ex rel. Hamilton Cty. Juvenile Court.

In Mandamus and Prohibition. On relators' application for dismissal. Application granted. Cause dismissed.

2024-0733. State ex rel. Hemmons v. Brewer.

In Mandamus. On relator's application for dismissal. Application granted. Cause dismissed.