

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 2, 2024

[Cite as *10/02/2024 Case Announcements*, 2024-Ohio-4743.]

MERIT DECISIONS WITH OPINIONS

2023-1536. State ex rel. Roush v. Hickson, Slip Opinion No. 2024-Ohio-4741.

Morrow App. No. 2022CA0005, [2023-Ohio-4114](#). Judgment affirmed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-0033. Jackson v. Smith, Slip Opinion No. 2024-Ohio-4742.

Belmont App. No. 23 BE 0014, [2023-Ohio-4738](#). Judgment affirmed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

MERIT DECISIONS WITHOUT OPINIONS

2024-0530. State ex rel. Hartman v. Tavares.

In Prohibition. On respondents' motion to dismiss second supplemental and amended complaint. Motion granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-0563. Columbus City School Dist. v. State.

Franklin App. No. 24AP-60, [2024-Ohio-1217](#). On appellees' motion to dismiss. Motion granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Lanzinger, JJ., concur.

Jill Flagg Lanzinger, J., of the Ninth District Court of Appeals, sitting for Deters, J.

2024-0788. State ex rel. Dior v. Dept. of Rehab. & Corr.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

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

Stewart, J., dissents and would issue an alternative writ.

2024-0985. State ex rel. Blade v. Celebrezze.

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

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-0989. Jones v. Parikh.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-1021. State ex rel. Pinckney v. Harding.

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

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-1031. Onunwor v. State.

In Mandamus. On respondents' motion to dismiss. Motion granted. Sua sponte, cause dismissed as to respondent Franklin County Court of Common Pleas. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-1034. State ex rel. Pinckney v. Hensal.

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

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, Brunner, and Deters, JJ., concur.

2024-1127. Crosby v. Canton Mun. Court.

In Mandamus. On respondent's motion to dismiss. Motion granted. Cause dismissed.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

Deters, J., concurs but would sua sponte dismiss the cause.

MOTION AND PROCEDURAL RULINGS

2022-0158. State v. Lowe.

Logan App. No. 8-20-36. On appellant's motion to seal records. Motion granted.

2023-0676. State ex rel. Sunny Farms Landfill, L.L.C. v. Seneca Cty. Bd. of Health.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 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. Sua sponte, respondent ordered to file under seal for in camera inspection records withheld from relator on the basis of privilege.

2023-1159. Klein's Pharmacy & Orthopedic Appliances, Inc. v. Summit Cty. Court of Common Pleas.

In Prohibition. On intervening respondents' motion for oral argument. Motion granted. Oral argument will be scheduled at a later date.

2024-0599. State ex rel. Alele v. Warren Cty. Transp. Improvement Dist.

In Mandamus. On respondent's motion to dismiss. Motion denied. Sua sponte, respondent 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 S.Ct.Prac.R. 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, respondent 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 respondent's brief.

2024-0669. State v. Balmert.

Lorain App. No. 22CA011908, [2024-Ohio-1207](#). On appellant's motion to stay sentence pending appeal. Motion denied.

Donnelly, Stewart, and Brunner, JJ., dissent and would order that a hearing be held before a master commissioner and that bail be set.

2024-1047. State ex rel. Brown v. Yost.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 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, respondent 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 respondent's brief.

2024-1068. State ex rel. Castellon v. Maloney.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 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, respondents 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 respondents' brief.

2024-1088. State ex rel. Warner v. Plank.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 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 Stewart, JJ., dissent and would sua sponte dismiss the cause.

2024-1097. State ex rel. Alford v. Diehl.

In Mandamus. Sua sponte, alternative writ granted. The following schedule is set for the presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. 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.

2024-1241. Kennedy v. Kennedy.

Geauga App. No. 2024-G-0007, [2024-Ohio-3147](#). On appellant's motion for stay. Motion denied.

Brunner, J., dissents.

2024-1247. In re D.B.

Hamilton App. Nos. C-240076, C-240077, and C-240078, [2024-Ohio-3391](#). On appellant's motion to stay decision of First District Court of Appeals. Motion denied.

Fischer, J., dissents.

APPEALS ACCEPTED FOR REVIEW

2024-0965. State v. Hikec.

Fairfield App. No. 2023 CA 00018, [2024-Ohio-1940](#).

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

APPEALS NOT ACCEPTED FOR REVIEW

2024-0938. State v. Gunther.

Henry App. No. 7-23-08, [2024-Ohio-1848](#).

Donnelly, Stewart, and Brunner, JJ., dissent.