

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 15, 2024

[Cite as *10/15/2024 Case Announcements, 2024-Ohio-4919.*]

MERIT DECISIONS WITHOUT OPINIONS

2024-1236. In re Cunningham.

In Habeas Corpus. Sua sponte, cause dismissed.

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

2024-1237. Byerly v. Frederick.

In Habeas Corpus. On petitioner's motion to enforce R.C. 2725.12, 2725.15, 2725.17, 2725.21, and 2725.22. Motion denied. Sua sponte, cause dismissed.

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

MOTION AND PROCEDURAL RULINGS

2018-0901. State v. Hundley.

Mahoning C.P. No. 2015 CR 1132. On motion to withdraw pro se motion for court to set execution date. Motion granted.

Fischer, J., dissents.

2019-1787. State v. Nicholson.

Cuyahoga C.P. No. CR-18-634069. On application for reopening under S.Ct.Prac.R. 11.06. Application denied.

2024-1190. State v. Zendarski-Metcalf.

Lake App. No. 2023-L-078, [2024-Ohio-780](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

DeWine and Deters, JJ., dissent.

2024-1195. State v. Napier.

Clermont App. No. CA2023-04-019, [2024-Ohio-1837](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Fischer, DeWine, and Deters, JJ., dissent.

2024-1199. State v. Long.

Franklin App. No. 20AP-90, [2023-Ohio-1952](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

DeWine, Stewart, and Deters, JJ., dissent.

2024-1204. State v. Chishton.

Cuyahoga App. No. 111464, [2023-Ohio-523](#). On motion for leave to file delayed appeal. Motion denied.

2024-1218. State v. Taylor.

Muskingum App. No. CT2023-0064, [2024-Ohio-238](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Fischer, DeWine, and Deters, JJ., dissent.

2024-1221. State v. Cowan.

Allen App. No. 1-23-20, [2024-Ohio-2028](#). On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

Fischer and DeWine, JJ., dissent.

APPEALS ACCEPTED FOR REVIEW

2024-1077. Steigerwald v. Berea.

Cuyahoga App. No. 112933, [2024-Ohio-2260](#). Appeal accepted on proposition of law Nos. I and II.

Kennedy, C.J., and Fischer and Deters, JJ., would accept the appeal on all propositions of law.

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

2024-1224. Bowling v. Norman.

Wood App. No. WD-23-043, [2024-Ohio-2658](#).

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

APPEALS NOT ACCEPTED FOR REVIEW

2024-0110. State v. Bethel.

Franklin App. No. 23AP-333, [2023-Ohio-4843](#).

2024-0506. State v. Ahmed.

Belmont App. No. 22 BE 0049, [2024-Ohio-904](#). Appellant's motion for appointment of counsel, request to note that notice of appeal did state that appellant had filed motion for reconsideration in 7th Dist. App. No. 22-BE-49, motion to separately submit copy of trial-court findings of fact and conclusions of law received from clerk, amended motion for relief from judgment, and amended renewed motion for stay denied.

Brunner, J., would deny as moot the motion to separately submit copy of trial-court findings and conclusions.

2024-0874. State v. Marcum.

Coshocton App. No. 23CA0016. Appellant's motion for appointment of counsel and motion for default judgment denied.

Donnelly and Deters, JJ., would deny the motion for appointment of counsel as moot.

2024-0983. State v. Cochran.

Franklin App. No. 23AP-258, [2024-Ohio-1997](#).

Donnelly, J., dissents.

2024-1063. State v. Willis.

Warren App. No. CA2023-07-060, [2024-Ohio-2210](#).

2024-1064. Massey v. Grafton Corr. Inst.

Lorain App. No. 24CA012090.

2024-1065. State v. Miller.

Geauga App. No. 2023-G-0038, [2024-Ohio-2217](#).

2024-1067. State v. Huertas-Alicia.

Ashtabula App. No. 2022-A-0109, [2024-Ohio-2214](#).

2024-1071. State v. Campbell.

Summit App. No. 30603, [2024-Ohio-2245](#).

2024-1081. State v. Shields.

Delaware App. No. 23 CAA 08 0048, [2024-Ohio-2317](#).

Fischer, J., dissents and would accept the appeal on proposition of law Nos. I and II.

2024-1082. State v. Brummett.

Warren App. No. CA2023-10-085, [2024-Ohio-2332](#).

2024-1085. State v. Clark.

Darke App. No. 2024-CA-3

2024-1095. Nosse v. Potter.

Lake App. No. 2023-L-097.

Donnelly, J., dissents.

2024-1100. Algoma Group, A Gen. Partnership v. Marchbanks.

Franklin App. No. 23AP-535, [2024-Ohio-2342](#).

Kennedy, C.J., dissents.

2024-1115. State v. Smith.

Cuyahoga App. No. 112910, [2024-Ohio-2358](#).

Donnelly, J., not participating.

2024-1117. Peters v. Highland Hills.

Cuyahoga App. No. 113372, [2024-Ohio-2366](#).

2024-1118. State v. Smith.

Cuyahoga App. No. 112910, [2024-Ohio-2358](#).

Brunner, J., dissents and would accept the appeal on proposition of law No. I.

Donnelly, J., not participating.

2024-1119. State v. Mitchell.

Lucas App. No. L-22-1166, [2023-Ohio-3543](#).

2024-1126. Freytag v. Freytag.

Shelby App. No. 17-23-14.

2024-1137. In re W.R.

Summit App. Nos. 30951, 30952, 30982, and 30983, [2024-Ohio-2556](#).

2024-1141. State v. Johnson.

Lucas App. No. L-22-1306, [2023-Ohio-2979](#).

Donnelly, J., dissents.

2024-1157. State v. Howard.

Clermont App. No. CA2023-09-067, [2024-Ohio-2527](#).

2024-1180. State v. Alexander.

Mahoning App. Nos. 23 MA 0090 and 23 MA 0091, [2024-Ohio-2565](#).

2024-1194. Heck v. Atakpu.

Montgomery App. No. 30009, [2024-Ohio-2733](#).