

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 17, 2024

[Cite as *10/17/2024 Case Announcements, 2024-Ohio-4997.*]

MERIT DECISIONS WITH OPINIONS

2023-1218. State ex rel. Brown v. Columbiana Cty. Jail, Slip Opinion No. 2024-Ohio-4969.

In Mandamus. Limited writ granted. Determination of statutory damages deferred until respondents Corrections Division of the Columbiana County Sheriff's Office and Sheriff Brian McLaughlin have complied with the limited writ.

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

Fischer, J., dissents.

2024-0205. State ex rel. Hunter v. Goldberg, Slip Opinion No. 2024-Ohio-4970.

In Mandamus and Supersedeas. Writs denied. Sua sponte, stay imposed on February 29, 2024, lifted.

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

Donnelly, J., not participating.

2024-1107. Lorain Cty. Bar Assn. v. Walton, Slip Opinion No. 2024-Ohio-4975.

On Certified Report by the Board of Professional Conduct, No. 2023-036. Gerald Robert Walton of Twinsburg, Ohio, Attorney Registration No. 0003914, suspended from the practice of law for 18 months, fully stayed on conditions.

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

Brunner, J., not participating.

MOTION AND PROCEDURAL RULINGS

2023-1354. State ex rel. Ware v. Vigluicci.

In Mandamus. On further consideration following submission of the original documents received by respondent from relator in the certified-mail envelopes postmarked June 22 and July 5, 2022. Relator's requests for statutory damages and court costs denied. Relator sanctioned for frivolous conduct under S.Ct.Prac.R. 4.03(A) and Civ.R. 11. Respondent shall submit a detailed bill of reasonable expenses and attorney fees incurred in this action within 20 days of the court's entry, and relator shall be assessed double costs of this action.

On respondent's request to declare relator a vexatious litigator. Request granted. Kimani E. Ware found to be a vexatious litigator under S.Ct.Prac.R. 4.03(B). Accordingly, Kimani E. Ware is prohibited from continuing or instituting legal proceedings in this court without first obtaining leave. Any request for leave shall be submitted to the clerk of this court for the court's review. If Ware is granted leave to continue or institute legal proceedings in this court, he is prohibited from doing so until he has paid (1) the filing fee or security for costs required by S.Ct.Prac.R. 3.04 and 3.05, (2) respondent's expenses and attorney fees associated with this action, and (3) the double-cost assessment.

Kennedy, C.J., concurs in part and dissents in part and would deny the request to declare relator a vexatious litigator and would defer determining whether double costs shall be assessed pending review of respondent's bill.

Brunner, J., concurs in part and dissents in part and would deny the request to declare relator a vexatious litigator.

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

In Mandamus. On relators' joint motion to amend case schedule and for leave to allow relators to file amended complaint. Motion granted. Sua sponte, the following schedule is set for the filing of the answer, evidence, and briefs: Relators shall file their amended complaint no later than November 15, 2024; respondent shall file an answer to the amended complaint no later than November 29, 2024; the parties shall file evidence no later than December 13, 2024; relators shall file a brief no later than December 20, 2024; respondent shall file a brief within 20 days after the filing of relators' brief; and relators may file a reply brief within seven days after the filing of respondent's brief.