

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS

October 18, 2024

[Cite as *10/18/2024 Case Announcements*, 2024-Ohio-5021.]

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## MERIT DECISIONS WITH OPINIONS

**2022-1404. Epcon Communities Franchising, L.L.C. v. Wilcox Dev. Group, L.L.C., Slip Opinion No. 2024-Ohio-4989.**

Franklin App. No. 21AP-674, **2022-Ohio-3442**. Judgment reversed and cause remanded.

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

Stewart, J., concurs in judgment only.

Brunner, J., concurs in judgment only, with an opinion.

## MOTION AND PROCEDURAL RULINGS

**2024-0432. Bibb v. Sargus.**

In Mandamus. Sua sponte, parties ordered to file within 14 days a notice that indicates whether the proceedings in federal court are still ongoing or the proceedings have been completed and the stay in this case may be lifted.

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

In Mandamus. On relator's motion to strike pleading and motion to proceed to judgment. Motion to strike pleading denied and motion to proceed to judgment denied as moot.

**2024-1031. Onunwor v. State.**

In Mandamus. On relator's "traverse motion with 'mixed presumption' containing elements of both law and fact." Motion denied as moot.

## DISCIPLINARY CASES

### **2024-0758. In re Resignation of O'Brien.**

On relator's revised motion for order to show cause or, in the alternative, for modification of prior order. Motions denied. Respondent's motion to dismiss denied. Matter referred to Board on the Unauthorized Practice of Law for further proceedings.

Kennedy, C.J., dissents in part and would grant the revised motion for a show-cause order.

Brunner, J., not participating.

### **2024-1401. In re Resignation of Recker.**

On application for retirement or resignation of Frank Recker, Attorney Registration No. 0015013, last known address in Cincinnati, Ohio. Application accepted as resignation with disciplinary action pending.

Brunner, J., not participating.