

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

October 30, 2024

[Cite as *10/30/2024 Case Announcements*, 2024-Ohio-5173.]

MERIT DECISIONS WITH OPINIONS

[2023-1582](#). *State ex rel. Adkins v. Dept. of Rehab. & Corr.*, Slip Opinion No. [2024-Ohio-5154](#).

In Mandamus. Limited writ granted and relator awarded \$1,000 in statutory damages. Relator’s motions under Article IV, Section 2 of the Ohio Constitution, motion for judicial notice, and motion to strike respondent’s answer and to impose sanctions denied.

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

Fischer, J., dissents.

[2024-0161](#). *State ex rel. Dudley v. Yost*, Slip Opinion No. [2024-Ohio-5166](#).

In Mandamus. Limited writ granted.

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

[2024-0366](#). *Calo v. Stuff*, Slip Opinion No. [2024-Ohio-5167](#).

Richland App. No. 2023 CA 0062, [2024-Ohio-329](#). On appellant’s motions for judicial notice, motion “to cease & desist,” and motions to strike appellee’s filings. Motions denied. Judgment affirmed.

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

Kennedy, C.J., concurs in judgment only.

2024-0492. Columbus Bar Assn. v. Villarreal, Slip Opinion No. 2024-Ohio-5165.

On Certified Report by the Board of Professional Conduct, No. 2023-031. Teresa Ann Villarreal, Attorney Registration No. 0042586, last known address in Columbus, Ohio, suspended from the practice of law for 18 months, fully stayed on conditions.

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

Scot Allan Stevenson, J., of the Ninth District Court of Appeals, sitting for Brunner, J.

MERIT DECISIONS WITHOUT OPINIONS

2024-1122. State ex rel. Harris v. Chambers-Smith.

In Procedendo. Cause dismissed pursuant to S.Ct.Prac.R. 12.04.

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

2024-1171. State v. Collins.

In Mandamus, Procedendo, and Habeas Corpus. On respondents' motion to dismiss. Motion granted. Cause dismissed.

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

2024-1175. Floyd 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.

2024-1189. State ex rel. Pinckney v. Towell.

In Mandamus. On respondents' motion to dismiss. Motion granted. Respondents' motion to declare relator a vexatious litigator denied. Cause dismissed.

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

Fischer, J., concurs in part and dissents in part and would grant the motion to declare relator a vexatious litigator.

2024-1191. State ex rel. Pinckney v. Davis.

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

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

2024-1192. State ex rel. Morrison v. Phipps.

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

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

2024-1231. State ex rel. Pinckney v. Hensal.

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.

MOTION AND PROCEDURAL RULINGS

2024-0236. In re Comm.'s Investigation into RPA Energy, Inc.

Public Utilities Commission, No. 22-441-GE-COI. On motion to intervene as appellee by the Office of the Ohio Consumers' Counsel. Motion granted. Joint motion to dismiss denied on the authority of *In re Application of Moraine Wind*, [2024-Ohio-3224](#). Sua sponte, suspension of briefing lifted. Appellant's merit brief is due within 40 days, the parties shall otherwise proceed in accordance with S.Ct.Prac.R. 16.02 through 16.07.

Brunner, J., concurs in denying the motion to dismiss based only on stare decisis.

Fischer, J., dissents.

Deters, J., not participating.

2024-0868. State ex rel. Feathers v. Eleventh Dist. Court of Appeals.

In Procedendo and Prohibition. On relator's motion for judicial notice. Motion denied.

2024-1075. State ex rel. LeadingAge Ohio v. Ohio Dept. of Medicaid.

In Mandamus. On respondents' motion for discovery and scheduling order. Motion denied. 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, respondents 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 respondents' brief.

2024-1169. State ex rel. Lawrence v. Ohio Dept. of Rehab. & Corr., Operation Support Ctr.

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, J., dissents and would sua sponte dismiss the cause.

2024-1197. RSS UBSCM2018C9-OH IMG, L.L.C. v. 1360 E. Ninth CLE, L.L.C.

Cuyahoga App. No. 112858, [2024-Ohio-2577](#). On appellant's motion to stay confirmation of sheriff's sale. Motion denied.

2024-1203. State ex rel. Snodgrass v. Trumbull Corr. Inst.

In Mandamus. On respondents' motion to dismiss. Motion denied. Sua sponte, respondents 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, 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. Relator's motion to strike respondents' motion to dismiss denied as moot.

Stewart, J., would deny the motion to strike on the merits.

DeWine, J., dissents in part and would grant the motion to dismiss and deny the motion to strike on the merits.

Brunner and Deters, JJ., dissent in part and would grant the motion to dismiss.

2024-1240. State ex rel. Stiefel v. Forshey.

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.

2024-1300. State ex rel. Greenlee v. Wagner.

In Prohibition. On relators' emergency motion for temporary injunction. Motion denied.

2024-1377. State ex rel. D.B. v. DeGraffenreid.

Hamilton App. No. C-240528. On appellant's emergency motion for stay and suggestion of mootness. Motion denied as moot. Sua sponte, respondent ordered to show cause within 14 days why the appeal should not be dismissed as moot. Appellee may file a response to appellant's response to the show-cause order within 7 days of appellant's filing.

Brunner, J., would dismiss the action as moot rather than issue the show-cause order.

APPEALS ACCEPTED FOR REVIEW

2024-1083. State v. Diaw.

Franklin App. No. 22AP-614, [2024-Ohio-2237](#).

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