

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

November 20, 2024

[Cite as *11/20/2024 Case Announcements*, 2024-Ohio-5461.]

MERIT DECISIONS WITH OPINIONS

2023-0216. Corder v. Ohio Edison Co., Slip Opinion No. 2024-Ohio-5432.

Harrison App. No. 21 HA 0008, **2022-Ohio-4818**. Judgment reversed and cause remanded to the trial court.

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

Kennedy, C.J., dissents, with an opinion joined by Fischer, J.

2024-1102. Disciplinary Counsel v. Byron, Slip Opinion No. 2024-Ohio-5433.

On Certified Report by the Board of Professional Conduct, No. 2023-028. Evan Thomas Byron, Attorney Registration No. 0081100, last known business address in Pepper Pike, Ohio, suspended from the practice of law for one year, conditionally stayed.

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

Kennedy, C.J., concurs in part and dissents in part and would not stay the suspension.

Brunner, J., not participating.

MOTION AND PROCEDURAL RULINGS

2021-1251. Disciplinary Counsel v. Rumes.

On respondent's motion to purge contempt and affidavit of compliance. Motion denied.

2022-1512. Disciplinary Counsel v. Russ.

On application for reinstatement by respondent, Andrew Edward Russ, Attorney Registration No. 0074974, last known business address in Pickerington, Ohio. Application denied.

2024-0432. Bibb v. Sargus.

In Mandamus. On relator's request to keep stay of continuation in place within the 14-day allowance until both parties come to a resolution. Request denied. Relator ordered to show cause within 14 days why this cause should not be dismissed pursuant to the May 31, 2024 decision of the United States District Court for the Southern District of Ohio, Eastern Division, in *Bibb v. Sargus*, case No. 2:24-cv-1808. Relator granted leave to file a response to this court's entry.

2024-1376. Smith v. State.

On respondents' motion for leave to file amended motion to dismiss. Motion granted. Respondents' amended motion to dismiss deemed filed as of the date of the court's entry.

2024-1484. State v. Parks.

Montgomery App. No. 30049. On consideration of motion to withdraw Christopher Bazeley's motion to be appointed counsel to represent appellant on appeal. Motion granted. Sua sponte, cause consolidated with **2024-1555**, *State v. Parks*, and all filings in case Nos. **2024-1484** and **2024-1555** consolidated.

2024-1555. State v. Parks.

Montgomery App. No. 30049. Sua sponte, cause consolidated with **2024-1484**, *State v. Parks*, and all filings in case Nos. **2024-1484** and **2024-1555** consolidated.

DISCIPLINARY CASES

2011-0846. Mahoning Cty. Bar Assn. v. Kish.

On application for termination of probation by respondent, Brian Patrick Kish, Attorney Registration No. 0074488, last known business address in Brookfield,

Ohio. Respondent has complied with Gov.Bar R. V(21)(D) and with this court's order dated April 7, 2021, reinstating respondent to the practice of law and ordering him to serve a two-year period of monitored probation. Probation of Brian Patrick Kish terminated.

MISCELLANEOUS DISMISSALS

2024-0657. State v. Kennedy.

Mahoning App. No. 23 MA 0050, [2024-Ohio-1170](#).

On appellant's application for dismissal. Application granted. Cause dismissed.

2024-1087. State ex rel. Warner v. Robinson.

In Mandamus. Relator has not filed a merit brief, due November 15, 2024, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence. Cause dismissed.

2024-1195. State v. Napier.

Clermont App. No. CA2023-04-019, [2024-Ohio-1837](#). Appellant has not filed a memorandum in support of jurisdiction, due November 14, 2024, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence. Cause dismissed.

2024-1199. State v. Long.

Franklin App. No. 20AP-90, [2023-Ohio-1952](#). Appellant has not filed a memorandum in support of jurisdiction, due November 14, 2024, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence. Cause dismissed.

2024-1221. State v. Cowan.

Allen App. No. 1-23-20, [2024-Ohio-2028](#). Appellant has not filed a memorandum in support of jurisdiction, due November 14, 2024, in compliance with the Rules of Practice of the Supreme Court of Ohio and therefore has failed to prosecute this cause with the requisite diligence. Cause dismissed.