

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

December 10, 2024

[Cite as *12/10/2024 Case Announcements*, 2024-Ohio-5775.]

MERIT DECISIONS WITH OPINIONS

2022-1449 and **2022-1458**. **State v. Miree**, Slip Opinion No. **2024-Ohio-5714**.
Cuyahoga App. Nos. 110749, [2022-Ohio-3664](#), and 110784, [2022-Ohio-3665](#).
Judgment affirmed.

Kennedy, C.J., and DeWine, Donnelly, Brunner, and Deters, JJ., concur.
Stewart, J., dissents, with an opinion joined by Fischer, J.

2023-0255. **Sherwin-Williams Co. v. Certain Underwriters at Lloyd's London**, Slip Opinion No. **2024-Ohio-5773**.
Cuyahoga App. No. 110187, [2022-Ohio-3031](#). Judgment reversed and trial court's
judgment reinstated.

Kennedy, C.J., and Fischer, DeWine, Donnelly, Brunner, and Deters, JJ.,
concur.
Stewart, J., concurs, with an opinion.

2023-0352. **Stull v. Summa Health Sys.**, Slip Opinion No. **2024-Ohio-5718**.
Summit App. No. CA-29969, [2022-Ohio-457](#). Judgment reversed and cause
remanded to the trial court.

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

2023-Ohio-0631. Phoenix Lighting Group, L.L.C. v. Genlyte Thomas Group, L.L.C., Slip Opinion No. 2024-Ohio-5729.

Summit App. No. 30303, [2023-Ohio-1079](#). Judgment reversed and cause remanded to the trial court.

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

Kennedy, C.J., concurs in judgment only, with an opinion joined by DeWine and Deters, JJ.

2023-0889. State v. Hickman, Slip Opinion No. 2024-Ohio-5747.

Ashtabula App. No. 2022-A-0114, [2023-Ohio-1793](#). Judgment affirmed.

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

Donnelly, J., dissents, with an opinion joined by Fischer, J., except for paragraphs 57-60, and by Stewart, J.

2023-0996. Shields v. Bur. Of Workers' Comp., Slip Opinion No. 2024-Ohio-5743.

Cuyahoga App. No. 111774, [2023-Ohio-1368](#). Judgment affirmed.

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

DeWine, J., concurs in judgment only, with an opinion joined by Fischer and Deters, JJ.

Kennedy, C.J., dissents, with an opinion.

2023-1155. In re Natl. Prescription Opiate Litigation, Slip Opinion No. 2024-Ohio-5744.

Certified Question from the U.S. Court of Appeals for the Sixth Circuit, Nos. 22-3750, 22-3751, 22-3753, 22-3841, and 22-3844. Certified question of state law answered in the affirmative.

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

Fischer, J., concurs in judgment only.

Stewart, J., concurs in part and dissents in part, with an opinion joined by Donnelly, J.

2023-1163. State ex rel. Berry v. Booth, Slip Opinion No. 2024-Ohio-5774.

In Mandamus. On relator's motion to compel. Motion denied. Respondents' motion for sanctions denied. Writ and relator's requests for statutory damages and reimbursement for postage and photocopying denied.

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

DeWine, J., concurs, with an opinion joined by Deters, J.

Kennedy, C.J., concurs in part and dissents in part, with an opinion joined by Brunner, J.

2023-1204. State v. Wilcox, Slip Opinion No. 2024-Ohio-5719.

Hamilton App. No. C-220472, [2023-Ohio-2940](#). Judgment reversed and cause remanded.

Fischer, Donnelly, and Brunner, JJ., concur.

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

DeWine, J., concurs in part and dissents in part, with an opinion joined by Kennedy, C.J., and Huffman, J.

Mary Katherine Huffman, J., of the Second District Court of Appeals, sitting for Deters, J.

2023-1260. In re B.C.A., Slip Opinion No. 2024-Ohio-5761.

Lake App. No. 2022-L-101, [2023-Ohio-2931](#). Cause dismissed as having been improvidently accepted.

Fischer and Brunner, JJ., concur.

Stewart, J., concurs, with an opinion joined by Donnelly, J.

Kennedy, C.J., dissents.

Deters, J., dissents, with an opinion joined by DeWine, J.

2023-1289. State v. Smith, Slip Opinion No. 2024-Ohio-5745.

Cuyahoga App. No. 111274, [2023-Ohio-603](#). Judgment reversed and cause remanded.

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

Deters, J., concurs in part and dissents in part, with an opinion joined by Kennedy, C.J., and DeWine, J.

2023-1299. State v. Kennedy, Slip Opinion No. 2024-Ohio-5728.

Franklin App. Nos. 22AP-534 and 22AP-536, [2023-Ohio-3078](#). Judgment reversed and cause remanded.

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

Donnelly, J., concurs in judgment only, with an opinion to be released at a later date.

2023-1501. State v. Dunn, Slip Opinion No. 2024-Ohio-5742.

Geauga App. No. 2022-G-0041, [2023-Ohio-2828](#). Judgment reversed.

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

Donnelly, J., dissents, with an opinion.

2023-1565. State ex rel. Teagarden v. Igwe, Slip Opinion No. 2024-Ohio-5772.
In Mandamus. Writ granted in part and denied in part. Relator awarded \$1,000 in statutory damages. Relator's request for court costs denied.

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

Kennedy, C.J., concurs in part and dissents in part, with an opinion.

Fischer, J., concurs in part and dissents in part and would not award statutory damages.

DeWine, J., concurs in part and dissents in part, with an opinion joined by Deters, J.

2024-0288. State v. Alley, Slip Opinion No. 2024-Ohio-5746.

Sandusky App. No. S-23-006, [2024-Ohio-115](#). Cause dismissed as having been improvidently accepted.

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

Brunner, J., dissents and would hold the cause for the decision in [2023-1058](#), *State v. Smith*.

2024-1138. Reese v. Davis, Slip Opinion No. 2024-Ohio-5755.

In Habeas Corpus. Writ granted.

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

Kennedy, C.J., concurs in judgment only, with an opinion joined by Brunner, J., except for paragraph 16.

Fischer, J., dissents.

DeWine, J., dissents, with an opinion joined by Deters, J.

MOTION AND PROCEDURAL RULINGS

2024-0312. State v. Polizzi.

Lake App. Nos. 2020-L-016 and 2020-L-017, [2024-Ohio-142](#). Sua sponte, cause no longer held for the decision in [2023-0654](#), *State v. Glover*, and stay of briefing schedule lifted as to proposition of law No. I only. Proposition of law No. II dismissed as having been improvidently accepted.

Donnelly and Stewart, JJ., dissent and would summarily reverse the court of appeals' judgment as to proposition of law No. I to apply the rationale in *Glover* supported by Justice Stewart's dissenting opinion and Justice Fischer's concurrence, and dissent as to proposition of law No. II for the reasons set forth in Justice Stewart's dissenting opinion.

Brunner, J., dissents and would hold the cause for the decision in [2023-1058](#),

State v. Smith.