

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 28, 2021

[Cite as *09/28/2021 Case Announcements, 2021-Ohio-3336.*]

MERIT DECISIONS WITHOUT OPINIONS

2021-1021. State v. Lawson.

In Habeas Corpus. Sua sponte, cause dismissed.

O'Connor, C.J., and Kennedy, Fischer, DeWine, Donnelly, Stewart, and Brunner, JJ., concur.

2021-1027. Shie v. Black.

In Habeas Corpus. Sua sponte, cause dismissed. Petitioner's request to issue summons denied as moot.

O'Connor, C.J., and Kennedy, Donnelly, Stewart, and Brunner, JJ., concur.
Fischer and DeWine, JJ., would deny the request.

MOTION AND PROCEDURAL RULINGS

2021-0927. State v. Brown.

Lucas App. No. L-20-1052, 2021-Ohio-1674. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

2021-0936. State v. D-Bey.

Cuyahoga App. No. 1091000. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

O'Connor, C.J., and DeWine, J., dissent.

2021-0941. State v. Sims.

Cuyahoga App. No. 109355. On motion for leave to file delayed appeal. Motion granted. Appellant shall file a memorandum in support of jurisdiction within 30 days.

O'Connor, C.J., dissents.

APPEALS ACCEPTED FOR REVIEW

2021-0860. State v. Lloyd.

Cuyahoga App. No. 109128, 2021-Ohio-1808. Appeal accepted on proposition of law No. II.

Donnelly, Stewart, and Brunner, JJ., would accept the appeal on both propositions of law.

O'Connor, C.J., and Kennedy and DeWine, JJ., dissent.

2021-0913. State v. Hill.

Stark App. No. 2020 CA 00130, 2021-Ohio-1946. Appeal accepted on proposition of law No. I.

Fischer, Donnelly, and Stewart, JJ., would accept the appeal on both propositions of law.

O'Connor, C.J., and Kennedy and Brunner, JJ., dissent.

APPEALS NOT ACCEPTED FOR REVIEW

2021-0536. State v. Davison.

Montgomery App. No. 28579, 2021-Ohio-728.

2021-0696. State v. Cobbletick.

Cuyahoga App. No. 108959, 2020-Ohio-4744.

Donnelly, J., not participating.

2021-0741. State v. Beall.

Montgomery App. No. 28335, 2021-Ohio-1326.

2021-0743. State v. Willenbrink.

Hamilton App. No. C-190330, 2020-Ohio-6715.

Donnelly, J., dissents and would appoint counsel.

2021-0783. State v. Porterfield.

Trumbull App. No. 2010-T-0005.

2021-0850. State v. Midgett.

Richland App. No. 2020 CA 0058, 2021-Ohio-2317.

2021-0855. Grand Voiture D’Ohio la Societe des 40 Hommes et 8 Chevaux v. Montgomery Cty. Voiture No. 34 La Societe des 40 Hommes et 8 Chevaux.

Montgomery App. Nos. 28854 and 28929, 2021-Ohio-1430.

2021-0856. Crosscut Capital, L.L.C. v. DeWitt.

Franklin App. No. 20AP-222, 2021-Ohio-1827.

2021-0859. State v. Hickman.

Medina App. No. 20CA0049-M, 2021-Ohio-1981.

2021-0866. State v. DeVore.

Ashland App. Nos. 20-COA-030 and 20-COA-036. Appellant’s S.Ct.Prac.R. 4.01 motion to strike the state’s memorandum in opposition to jurisdiction denied.

2021-0883. Bowling v. Bowling.

Warren App. No. CA2020-02-014, 2021-Ohio-1857.

2021-0884. Mercer v. Goans.

Cuyahoga App. No. 109651, 2021-Ohio-1948,
Donnelly, J., not participating.

2021-0887. Monroe v. Durrani.

Hamilton App. Nos. C-200139, C-200140, and C-200141.
Fischer, J., not participating.

2021-0888. RHDK Oil & Gas, L.L.C. v. Willowbrook Coal Co.

Tuscarawas App. No. 2020 AP 08 0017, 2021-Ohio-1362. Appellants’ “motion to strike false factual statements in appellees’ memorandum in response” denied.

2021-0890. State v. Fields.

Cuyahoga App. No. 109664, 2021-Ohio-1880.

2021-0891. State v. Jackson.

Cuyahoga App. No. 109788, 2021-Ohio-1884.

O'Connor, C.J., dissents and would accept the appeal on proposition of law No. I.

Stewart, J., dissents.

2021-0893. State v. Miller.

Cuyahoga App. No. 109543, 2021-Ohio-1878.

Donnelly and Brunner, JJ., dissent.

2021-0894. State v. Morris.

Summit App. No. 29809, 2021-Ohio-2226.

2021-0895. State v. Mundy.

Clark App. No. 2020-CA-23, 2021-Ohio-605.

O'Connor, C.J., dissents and would accept the appeal on proposition of law Nos. II and III.

Brunner, J., dissents.

2021-0896. State v. Jayjohn.

Vinton App. No. 20CA722, 2021-Ohio-2286.

Brunner, J., dissents and would remand the cause to the court of appeals for consideration of this court's tolling order.

2021-0899. State v. Maberly.

Montgomery App. No. 27729, 2019-891.

2021-0904. State v. Varner.

Butler App. No. CA2021-01-006.

2021-0914. State v. Fetherolf.

Union App. No. 14-21-08.

2021-0918. State v. Lazzerini.

Stark App. No. 2019CA00142, 2021-Ohio-1998.

Fischer, J., dissents and would accept the appeal on proposition of law No. I.

Donnelly, J., dissents and would accept the appeal on proposition of law No. III.

Stewart, J., dissents and would accept the appeal on proposition of law Nos. I, II, and IV.

Brunner, J., dissents and would accept the appeal on proposition of law Nos. I and V.

2021-0920. Cuyahoga Cty. Treasurer v. Durham Constr. Trade Inst.

Cuyahoga App. No. 108240, 2021-Ohio-1960.

Kennedy, J., not participating.

2021-0938. State v. Harrison.

Cuyahoga App. No. 105909, 2018-Ohio-1396.

Stewart, J., not participating.

2021-0959. State v. Baker.

Mahoning App. No. 19 MA 0080, 2020-7023.

2021-0968. State v. Moore.

Montgomery App. No. 28969, 2021-Ohio-2128.

2021-0976. State v. T.S.

Franklin App. No. 20AP-159, 2021-Ohio-2203.

2021-0977. State v. Ramilla.

Greene App. No. 2021CA0019.

2021-0982. State v. Al-Zerjawi.

Summit App. Nos. 29681 and 29682, 2021-Ohio-2237.

Fischer, J., dissents.

Donnelly, J., dissents and would appoint counsel.

RECONSIDERATION OF PRIOR DECISIONS

2021-0595. Madyda v. Ohio Dept. of Pub. Safety.

Franklin App. No. 20AP-217, 2021-Ohio-956. Reported at 163 Ohio St.3d 1505, 2021-Ohio-2401, 170 N.E.3d 904. On motion for reconsideration. Motion denied. Kennedy, Fischer, and DeWine, JJ., dissent.

2021-0612. Valentine v. eBay, Inc.

Jefferson App. No. 20 JE 0011, 2021-Ohio-1160. Reported at 163 Ohio St.3d 1506, 2021-Ohio-2401, 170 N.E.3d 903. On motion for reconsideration. Motion denied.

2021-0631. State ex rel. Cline v. Ohio Dept. of Rehab & Corr.

Miscellaneous case. Reported at 163 Ohio St.3d 1511, 2021-Ohio-2483, 171 N.E.3d 331. On motion for reconsideration. Motion denied.

2021-0652. State v. Godsey.

Ashland App. No. 20-COA-008, 2020-Ohio-4223. Reported at 163 Ohio St.3d 1516, 2021-Ohio-2615, 171 N.E.3d 348. On motion for reconsideration. Motion denied.