

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

October 17, 2003

MOTION AND PROCEDURAL RULINGS

2002-1758. Coryell v. Bank One Trust Co.

Franklin App. No. 02AP-191, 2002-Ohio-4443. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of the motion of amici curiae AARP, Ohio Academy of Trial Lawyers, Ohio Employment Lawyers Association, and Ohio Civil Rights Coalition for leave to participate in oral argument scheduled for October 21, 2003,

IT IS ORDERED by the court that the motion for leave to participate in oral argument be, and hereby is, granted, and the amici shall share the time allotted to petitioner Lawrence W. Weller in Supreme Court case No. 2003-0426, which is consolidated with this case for oral argument.

2002-1956. Tucker v. Wilson.

Clermont App. No. CA2002-01-002, 2002-Ohio-5142. This cause is pending before the court as an appeal from the Court of Appeals for Clermont County. Upon consideration of the motions of amicus curiae, Member Companies of the American International Group, Inc., to participate in oral argument scheduled for October 22, 2003, and for leave to file additional authority in the event the motion to participate in oral argument is granted,

IT IS ORDERED by the court that the motion for leave to participate in oral argument be, and hereby is, denied.

IT IS FURTHER ORDERED by the court that the motion for leave to file additional authority be, and hereby is, denied as moot.

2003-0083. State v. Evans.

Franklin App. No. 02AP-230, 2002-Ohio-6559. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellee's motion to continue oral argument currently scheduled for December 2, 2003,

IT IS ORDERED by the court that the motion to continue oral argument be, and hereby is, denied.

2003-0426. Weller v. Titanium Metals Corp.

Certified Question of State Law, No. C202290. This cause came before the court on the certification of a state law question from the United States District Court for the Southern District of Ohio, Eastern Division. Upon consideration of the motion of amici curiae AARP, Ohio Academy of Trial Lawyers, Ohio Employment Lawyers Association, and Ohio Civil Rights Coalition for leave to participate in oral argument scheduled for October 21, 2003,

IT IS ORDERED by the court that the motion for leave to participate in oral argument be, and hereby is, granted, and the amici shall share the time allotted to petitioner.

2003-0319. State v. Evans.

Franklin App. No. 02AP-230, 2002-Ohio-6559. This cause is pending before the court on the certification of a conflict by the Court of Appeals for Franklin County. Upon consideration of appellee's motion to continue oral argument currently scheduled for December 2, 2003,

IT IS ORDERED by the court that the motion to continue oral argument be, and hereby is, denied.

2003-1224. Wynn v. Stone.

Franklin App. Nos. 02AP-432 and 02AP-795. This cause came on for further consideration upon appellant's October 10, 2003 motion in reply to this court's September 29, 2003 entry granting appellee's motion for sanctions. Whereas appellant's motion is, in substance, a motion for reconsideration of this court's September 29, 2003 order and is not permitted by S.Ct.Prac.R. XI,

IT IS ORDERED by the court, sua sponte, that appellant's motion be, and hereby is, stricken.

2003-1305. State ex rel. Jordan v. Indus. Comm.

Franklin App. No. 02AP-1110, 2003-Ohio-2945. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion for stay of briefing schedule,

IT IS ORDERED by the court that the motion for stay of briefing schedule be granted to the extent that appellant's brief is due no later than November 14, 2003.

DISCIPLINARY CASES

2002-1475. Disciplinary Counsel v. Shaffer.

The application for reinstatement of John S. Shaffer, Attorney Registration No. 0001925, is granted.

MISCELLANEOUS DISMISSALS

2003-1302. McNeeley v. Pacific Employers Ins. Co.

Franklin App. No. 02AP-1217, 2003-Ohio-2951. This cause is pending before the court as a discretionary appeal. Upon consideration of the joint application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

ACCORDINGLY, IT IS FURTHER ORDERED by the court that this cause be, and hereby is, dismissed.

2003-1584. State v. Cruse.

Franklin App. Nos. 03AP-648 and 03AP-649. This cause is pending before the court as a discretionary appeal and a claimed appeal of right. It appears from the records of this court that appellant has not filed a memorandum in support of jurisdiction, due October 10, 2003, 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. Accordingly,

IT IS ORDERED by the court that this cause be, and hereby is, dismissed, sua sponte.