

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

December 30, 2004

MERIT DECISIONS WITH OPINIONS

2003-0860. State ex rel. Petro v. R.J. Reynolds Tobacco Co., 2004-Ohio-7102.

Franklin App. No. 02AP-591, 152 Ohio App.3d 345, 2003-Ohio-1654. Judgment affirmed.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton and O'Connor, JJ., concur.

O'Donnell, J., concurs in judgment only.

2003-1081 and 2003-1092. Gilchrist v. Gonsor, 2004-Ohio-7103.

Cuyahoga App. No. 80944, 2003-Ohio-2297. Judgment affirmed.

Resnick, F.E. Sweeney and Pfeifer, JJ., concur.

Moyer, C.J., concurs separately.

Lundberg Stratton, O'Connor and O'Donnell, JJ., dissent.

2003-1653. In re All Kelley & Ferraro Asbestos Cases, 2004-Ohio-7104.

Cuyahoga App. Nos. 78158, 78159, 78299, 78301, 80083, 80332, 80673, and 81576, 153 Ohio App.3d 458, 2003-Ohio-3936. Judgment reversed and cause remanded.

Moyer, C.J., F.E. Sweeney, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

Carr, J., concurs but writes separately.

Pfeifer, J., dissents.

Donna J. Carr, J., of the Ninth Appellate District, sitting for Resnick, J.

2003-1730 and 2003-2125. Ponser v. St. Paul Fire & Marine Ins. Co., 2004-Ohio-7105.

Licking App. No. 2002CA00072, 2003-Ohio-4377. Judgment affirmed.

Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton, O'Connor and Cupp, JJ., concur.

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

Robert L. Cupp, J., of the Third Appellate District, sitting for O'Donnell, J.

2003-1947. Belmont Cty. Sheriff v. Fraternal Order of Police, Ohio Labor Council, Inc., 2004-Ohio-7106.

Belmont App. No. 03 BE 8, 2003-Ohio-5154. Judgment reversed and cause remanded.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

2003-2116 and 2003-2183. Carnes v. Kemp, 2004-Ohio-7107.

Auglaize App. No. 2-03-10, 2003-Ohio-5884. Judgment reversed and cause remanded.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer and O'Connor, JJ., concur.

Lundberg Stratton and O'Donnell, JJ., dissent.

2003-2193 and 2003-2198. Gilbert v. Summit Cty., 2004-Ohio-7108.

Summit App. No. 21521, 2003-Ohio-6012. Judgment affirmed and cause remanded.

F.E. Sweeney, Pfeifer, O'Connor and O'Donnell, JJ., concur.

Moyer, C.J., Lazarus and Lundberg Stratton, JJ., concur separately.

Cynthia Cecil Lazarus, J., of the Tenth Appellate District, sitting for Resnick, J.

2003-2220. In re Holmes, 2004-Ohio-7109.

Hamilton App. No. C-030441. Judgment reversed and cause remanded.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

2004-0225 and 2004-0276. State v. Fraley, 2004-Ohio-7110.

Erie App. Nos. E-02-050 and E-02-051, 2003-Ohio-6976. Judgment reversed.

F.E. Sweeney, Lundberg Stratton, O'Connor and O'Donnell, JJ., concur.

Resnick, J., concurs in judgment only.

Moyer, C.J., dissents.

Pfeifer, J., dissents.

2004-0242 and 2004-0407. Allen v. McBride, 2004-Ohio-7112.

Franklin App. No. 03AP-432, 2003-Ohio-7158. Judgment affirmed.

Moyer, C.J., Resnick, F.E. Sweeney, Pfeifer and O'Connor, JJ., concur.
Lundberg Stratton and O'Donnell, JJ., dissent.

2004-0305. Monongahela Power Co. v. Pub. Util. Comm., 2004-Ohio-6896.

Public Utilities Commission, No. 03-1104-EL-ATA. Orders affirmed.

Resnick, F.E. Sweeney, Lundberg Stratton, O'Connor and O'Donnell, JJ.,
concur.

Moyer, C.J., dissents.

Pfeifer, J., dissents.

2004-0928. In re Guardianship of Stein, 2004-Ohio-7114.

Summit App. No. 22092, 157 Ohio App.3d 417, 2004-Ohio-2948. Judgment
reversed and cause remanded.

Resnick, F.E. Sweeney and Lundberg Stratton, JJ., concur.

O'Donnell, J., concurs separately.

Moyer, C.J., concurs in part and dissents in part.

Pfeifer, J., concurs in part and dissents in part.

O'Connor, J., dissents.