

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

July 28, 2009

[Cite as *07/28/2009 Case Announcements*, 2009-Ohio-3670.]

MERIT DECISIONS WITH OPINIONS

2007-0475. State v. Elmore, Slip Opinion No. 2009-Ohio-3478.

Licking C.P. No. 02 CR 275. Judgment affirmed.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cannon, JJ., concur.

Timothy P. Cannon, J., of the Eleventh Appellate District, sitting for Cupp, J.

2008-0331. State v. Harrison, Slip Opinion No. 2009-Ohio-3547.

Madison App. No. CA2006-08-028, 2007-Ohio-7078. Judgment reversed.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, and Trapp, JJ., concur.

O'Donnell and Lanzinger, JJ., concur in judgment only.

Mary Jane Trapp, J., of the Eleventh Appellate District, sitting for Cupp, J.

2008-0723. Akron Bar Assn. v. Wittbrod, Slip Opinion No. 2009-Ohio-3549.

On Certified Report by the Board of Commissioners on Grievances and Discipline, No. 07-021. Harry J. Wittbrod, Attorney Registration No. 0066021, is suspended from the practice of law in Ohio for six months, stayed on conditions.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

2008-1337. Williams v. Spitzer Autoworld Canton, L.L.C., Slip Opinion No. 2009-Ohio-3554.

Stark App. No. 2007 CA 00187, 2008-Ohio-2535. Judgment reversed.

Moyer, C.J., and Lundberg Stratton, O'Connor, O'Donnell, and Cupp, JJ., concur.

Pfeifer, J., concurs in judgment only.

Lanzinger, J., concurs in syllabus paragraph 2 and judgment only.

2008-1782. HK New Plan Exchange Property Owner II, L.L.C. v. Hamilton Cty. Bd. of Revision, Slip Opinion No. 2009-Ohio-3546.

Board of Tax Appeals, No. 2006-B-1410. Decision affirmed.

Moyer, C.J., and Pfeifer, Lundberg Stratton, O'Connor, O'Donnell, Lanzinger, and Cupp, JJ., concur.

MOTION AND PROCEDURAL RULINGS

1996-2346. State v. Getsy.

Trumbull C.P. No. 95-CR-399. By entry filed April 8, 2009, this court ordered that appellant's sentence be carried into execution on Tuesday, August 18, 2009. In order to facilitate this court's timely consideration of any matters relating to the execution of appellant's sentence,

It is ordered by the court that the Chief Justice may suspend application of any provisions of the Rules of Practice of the Supreme Court, including, but not limited to, the filing requirements imposed by S.Ct.Prac.R. XIV(1).

It is further ordered that service of documents as required by S.Ct.Prac.R. XIV(2) shall be personal, by facsimile transmission, or by email.

It is further ordered that counsel of record for the parties shall provide this court with a copy of any document relating to this matter that is filed in, or issued by, any other court in this state or any federal court, as well as any commutation, pardon, or warrant of reprieve issued by the governor. A copy of the document shall be delivered to the office of the Clerk as soon as possible, either personally, by facsimile transmission, or by email.

2008-2047. State v. Palmer.

Hamilton App. No. C-010583, 178 Ohio App.3d 192, 2008-Ohio-4604. It is ordered by the court, sua sponte, that this cause is no longer held for the decision in 2007-1812, *State v. Harris*, ___ Ohio St.3d ___, 2009-Ohio-3323, ___ N.E.2d ___, and briefing shall proceed on Proposition of Law No. I. Briefing remains stayed on Proposition of Law No. II.

It is ordered by the court that the Clerk shall issue an order for the transmission of the record from the Court of Appeals for Hamilton County, and the parties shall brief this case in accordance with S.Ct.Prac.R. VI.

2009-0854. In re P.S.

Franklin App. Nos. 08AP-1023 and 08AP-1024, 2009-Ohio-1545. This cause came on for further consideration upon appellants' motion for redaction. Upon consideration thereof,

It is ordered by the court that the motion is granted, and counsel for appellants shall come to the Supreme Court of Ohio Clerk's office and redact all personal identifiers, as defined by Rule 44(H) of the Rules of Superintendence for the Courts of Ohio, from the motion for reconsideration within ten days of the date of this entry.

2009-1324. Davis v. Cincinnati.

Hamilton App. No. C-080464. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's motion for stay of decision,

It is ordered by the court that the motion is denied.