

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

January 26, 2006

[Cite as *01/26/2006 Case Announcements, 2006-Ohio-258.*]

MOTION AND PROCEDURAL RULINGS

2003-1572. State ex rel. Howard v. Indus. Comm.

Franklin App. No. 97AP-860. This cause came on for further consideration of appellant's motion for leave to file a motion to vacate and to reinstate the instant case brought by appellant. Upon consideration thereof,

IT IS ORDERED by the court that the motion is denied.

2005-0749. State v. Brown.

Cuyahoga C.P. No. CR-447563. This cause is pending before the court as a death penalty appeal from the Court of Common Pleas of Cuyahoga County. Upon consideration of appellant's motion to unseal records,

IT IS ORDERED by the court that the motion is granted and that the sealed record containing the prosecutor's file is hereby unsealed.

2005-1683. First Baptist Church of Milford v. Wilkins.

Board of Tax Appeals, No. 2004-M-143. This cause is pending before the court as an appeal from the Board of Tax Appeals.

IT IS ORDERED by the court, sua sponte, that the parties are to show cause why this appeal should not be dismissed on the authority of *Sharon Village Ltd. v. Licking Cty. Bd. of Revision* (1997) 78 Ohio St.3d 479, *Worthington City School Dist. Bd. of Edn. v. Franklin Cty. Bd. of Revision* (1999) 85 Ohio St.3d 156, and *Performing Arts School of Metro. Toledo, Inc. v. Wilkins*, 104 Ohio St.3d 284, 2004-Ohio-6389.

IT IS FURTHER ORDERED that the parties shall file briefs in response to this order within thirty days of the date of this entry. No responsive briefs and no extensions of time shall be permitted.

2005-2209. Discount Cellular, Inc. v. Pub. Util. Comm.

Public Utilities Commission, No. 04-236-RC-CSS. This cause is pending before this court as an appeal from the Public Utilities Commission of Ohio. Upon consideration of appellant's motion to consolidate this case with 2005-2368, *Richards Ltd., Inc. v. Pub. Util. Comm.*, 2005-2369, *Intermessage Wireless Assoc., Ltd. v. Pub. Util. Comm.*, and 2005-2370, *Jeff Rand Corp. v. Pub. Util. Comm.*,

IT IS ORDERED by the court that the motion to consolidate is granted.

IT IS FURTHER ORDERED that the parties shall combine the briefing of case Nos. 2005-2209, 2005-2368, 2005-2369, and 2005-2370 and file one brief for each permitted under S.Ct.Prac.R. VI; the parties shall file an original of the brief in each case and 18 copies of the brief; appellant shall file its brief on or before February 27, 2006; and the parties shall otherwise comply with the requirements of S.Ct.Prac.R. VI.

2005-2368. Richards Ltd., Inc. v. Pub. Util. Comm.

Public Utilities Commission, No. 05-190-RC-CSS. This cause is pending before this court as an appeal from the Public Utilities Commission of Ohio. Upon consideration of appellant's motion to consolidate this case with 2005-2209, *Discount Cellular, Inc. v. Pub. Util. Comm.*, 2005-2369, *Intermessage Wireless Assoc., Ltd. v. Pub. Util. Comm.*, and 2005-2370, *Jeff Rand Corp. v. Pub. Util. Comm.*,

IT IS ORDERED by the court that the motion to consolidate is granted.

IT IS FURTHER ORDERED that the parties shall combine the briefing of case Nos. 2005-2209, 2005-2368, 2005-2369, and 2005-2370 and file one brief for each permitted under S.Ct.Prac.R. VI; the parties shall file an original of the brief in each case and 18 copies of the brief; appellant shall file its brief on or before February 27, 2006; and the parties shall otherwise comply with the requirements of S.Ct.Prac.R. VI.

2005-2369. Intermesage Wireless Assoc., Ltd. v. Pub. Util. Comm.

Public Utilities Commission, No. 05-811-RC-CSS. This cause is pending before this court as an appeal from the Public Utilities Commission of Ohio. Upon consideration of appellant's motion to consolidate this case with 2005-2209, *Discount Cellular, Inc. v. Pub. Util. Comm.*, 2005-2368, *Richards Ltd., Inc. v. Pub. Util. Comm.*, and 2005-2370, *Jeff Rand Corp. v. Pub. Util. Comm.*,

IT IS ORDERED by the court that the motion to consolidate is granted.

IT IS FURTHER ORDERED that the parties shall combine the briefing of case Nos. 2005-2209, 2005-2368, 2005-2369, and 2005-2370 and file one brief for each permitted under S.Ct.Prac.R. VI; the parties shall file an original of the brief in each case and 18 copies of the brief; appellant shall file its brief on or before

February 27, 2006; and the parties shall otherwise comply with the requirements of S.Ct.Prac.R. VI.

2005-2370. Jeff Rand Corp. v. Pub. Util. Comm.

Public Utilities Commission, No. 05-812-RC-CSS. This cause is pending before this court as an appeal from the Public Utilities Commission of Ohio. Upon consideration of appellant's motion to consolidate this case with 2005-2209, *Discount Cellular, Inc. v. Pub. Util. Comm.*, 2005-2368, *Richards Ltd., Inc. v. Pub. Util. Comm.*, and 2005-2369, *Intermessage Wireless Assoc., Ltd. v. Pub. Util. Comm.*,

IT IS ORDERED by the court that the motion to consolidate is granted.

IT IS FURTHER ORDERED that the parties shall combine the briefing of case Nos. 2005-2209, 2005-2368, 2005-2369, and 2005-2370 and file one brief for each permitted under S.Ct.Prac.R. VI; the parties shall file an original of the brief in each case and 18 copies of the brief; appellant shall file its brief on or before February 27, 2006; and the parties shall otherwise comply with the requirements of S.Ct.Prac.R. VI.

MEDIATION REFERRALS

The following case has been referred to mediation pursuant to S.Ct.Prac.R. XIV(6):

2006-0005. State ex rel. Wainer v. Indus. Comm.

Franklin App. No. 05AP-86, 2005-Ohio-6212.

The following case has been returned to the regular docket pursuant to S.Ct.Prac.R. XIV(6)(E):

2005-1961. State ex rel. DaimlerChrysler Corp. v. Lopez.

Franklin App. No. 04AP-882, 2005-Ohio-4640.