

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

June 23, 2009

[Cite as *06/23/2009 Case Announcements, 2009-Ohio-2970.*]

MOTION AND PROCEDURAL RULINGS

1994-0722. State v. Fautenberry.

Hamilton App. No. C-920734. By entry filed April 8, 2009, this court ordered that appellant's sentence be carried into execution on Tuesday, July 14, 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.

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

Franklin App. No. 97AP-860. On September 24, 2004, this court found appellant Gregory T. Howard to be a vexatious litigator under S.Ct.Prac.R. XIV(5)(B). This court further ordered that appellant was prohibited from continuing or instituting legal proceedings in the court without obtaining leave. On June 18, 2009, Howard filed a motion for leave to file a motion for a court hearing pursuant to R.C. 3123.05.

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

2009-1129. State ex rel. Turner v. Brunzman.

Warren App. No. CA2009-02-021. This cause is pending before the court as a discretionary appeal and claimed appeal of right. Upon consideration of appellant's jurisdictional memorandum, it is determined by the court that this cause originated in the court of appeals and shall proceed as an appeal of right pursuant to S.Ct.Prac.R. II(1)(A)(1).

It is ordered by the court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Warren County. Appellant shall file his merit brief within forty days of the filing of the record with the Clerk of this court, and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. VI.

MEDIATION REFERRALS

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

2009-0760. State ex rel. Jorza v. Indus. Comm.

Franklin App. No. 08AP-393, 2009-Ohio-1183.