

09/16/98

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

WEDNESDAY

September 16, 1998

MOTION DOCKET

97-1920. Gen. Dynamics Land Sys., Inc. v. Tracy. Board of Tax Appeals, Nos. 95-A-443 and 95-A-444. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellee/cross-appellant's motion to strike portions of the United States' amicus curiae brief and of reply brief of General Dynamics Land Systems, Inc.,

IT IS ORDERED by the court that the motion is granted to the extent that the copy of the United States' brief in Thiokol Chem. Corp. v. Morris Cty. Bd. of Taxation, contained in the appendix to appellant/cross-appellee's brief filed on March 2, 1998, is stricken.

Pfeifer and Lundberg Stratton, JJ., dissent.

97-2419. State ex rel. Ohio Academy of Trial Lawyers v. Sheward.

In Mandamus and Prohibition. This cause originated in this court on the filing of a complaint for writs of mandamus and prohibition. Upon consideration of the motion of amicus curiae, Owens Corning, to extend time for oral argument,

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

MISCELLANEOUS DISMISSALS

96-1052. State ex rel. Klee v. Winchester Terrace, Inc. Franklin App. No. 95APD05-554. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's 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.

96-1154. State ex rel. Baker v. Interstate Cold Storage, Inc. Franklin App. No. 95APD02-216. This cause is pending before the court as an appeal from the Court of Appeals for Franklin

County. Upon consideration of appellant's 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.

97-971. State ex rel. Santino v. Indus. Comm.
Franklin App. No. 96APD05-574. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellants' 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.

97-1251. State ex rel. Presley v. Indus. Comm.
Franklin App. No. 96APD08-1090. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellants' 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.

97-1446. State ex rel. McFadden v. Indus. Comm.
Franklin App. No. 96APD02-225. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of the application for dismissal by the Industrial Commission of Ohio,

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

The appeal of Stoneridge, Inc. remains pending.

98-1216. State ex rel. Fraley v. Indus. Comm.
Franklin App. No. 97APD06-743. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. It appears from the records of this court that appellant has not filed a merit brief, due August 31, 1998, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

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

98-1484. State ex rel. Mills v. Indus. Comm.
Franklin App. No. 97APD07-934. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's 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.

98-1532. State ex rel. Farley v. McIntosh.
Montgomery App. No. 16682. This cause is pending before the
court as an appeal from the Court of Appeals for Montgomery
County. Upon consideration of appellant's 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.