

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

1:00 P.M.

WEDNESDAY

May 12, 1999

MERIT DOCKET

96-2853. State v. White.

Summit C.P. No. CR-96-01-0059. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

F.E. Sweeney, J., concurs in judgment only.

97-2200. Hillyer v. Great Am. Ins. Co.

Lake App. No. 96-L-148. Judgment reversed on authority of *Ross v. Farmers Ins. Group of Cos.*

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer and Cook, JJ., concur.

Lundberg Stratton, J., dissents.

97-2204. State v. Baston.

Lucas App. No. L-95-087. Judgment affirmed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Cook and Lundberg Stratton, JJ., concur.

Pfeifer, J., concurs separately.

98-81. Cappara v. Schibley.

Cuyahoga App. Nos. 71070, 71368 and 71399. Judgment affirmed.

Moyer, C.J., F.E. Sweeney, Cook and Lundberg Stratton, JJ., concur.

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

Douglas and Resnick, JJ., dissent.

98-104. Wagner v. Roche Laboratories.

Lucas App. No. L-93-277. The trial court's denial of a new trial is reinstated, the trial court's entry of judgment on the jury's verdict is reinstated, and the cause is improvidently allowed in part. See opinion.

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

Moyer, C.J., Cook and Lundberg Stratton, JJ., dissent.

98-895. State v. Wilkins.

Montgomery App. No. 16586. *Sua sponte*, appeal dismissed as having been improvidently allowed.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

98-1020. Takach v. Am. Med. Technology, Inc.

Cuyahoga App. No. 72247. *Sua sponte*, appeal dismissed as having been improvidently allowed.

Moyer, C.J., Resnick, Cook and Lundberg Stratton, JJ., concur.

Douglas, F.E. Sweeney and Pfeifer, JJ., dissent.

98-1274. Laidlaw Waste Sys., Inc. v. Consol. Rail Corp.

Certified State Law Question, No. C2-98-0227. The effective date of R.C. 4123.93 is October 20, 1993.

Moyer, C.J., Douglas, Resnick and Lundberg Stratton, JJ., concur.

F.E. Sweeney, Pfeifer and Cook, JJ., dissent.

99-39. Yoder v. Greensteel Corp.

Stark App. No. 1998CA00106. Judgment affirmed on authority of *Johnson v. BP Chemicals, Inc.*

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer and Cook, JJ., concur.

Lundberg Stratton, J., dissents.