

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

**TUESDAY  
March 28, 2000**

**MOTION DOCKET**

**99-1481. Amoco Oil Co. v. Ohio Petroleum Underground Storage Tank Release Comp. Bd.**

Montgomery App. No. 17672. This cause is pending before the court as an appeal from the Court of Appeals for Montgomery County. Upon consideration of appellee's motion to vacate the corrected order consolidating case No. 99-1780 and case No. 99-1481,

IT IS ORDERED by the court that the motion to vacate be, and hereby is, denied.

Resnick, J., not participating.

**99-1780. R&R Serv. v. Ohio Petroleum Underground Storage Tank Release Comp. Bd.**

Sandusky App. No. S-99-003. This cause is pending before the court on the certification of conflict by the Court of Appeals for Sandusky County. Upon consideration of appellee's motion to vacate the corrected order consolidating case No. 99-1780 and case No. 99-1481,

IT IS ORDERED by the court that the motion to vacate be, and hereby is, denied.

Resnick, J., not participating.

**00-75. Steele v. Diab.**

Erie App. No. E-98-035. This cause is pending before the court as a discretionary appeal and cross-appeal from the Court of Appeals for Erie County. On February 28, 2000, appellees Charles W. Washburn and Economy Transport, Inc. filed a memorandum in response to the appeal of Denise Diab. Whereas, pursuant to S.Ct.Prac.R. III(2) and (4), a memorandum in response to the appeal of Denise Diab was due no later than February 14, 2000, appellees' memorandum in response is untimely and therefore prohibited by S.Ct.Prac.R. XIV(1)(C). Accordingly,

IT IS ORDERED by the court, *sua sponte*, that appellees' memorandum in response be, and hereby is, stricken.