

**SUPREME COURT OF OHIO**

**COLUMBUS**

**ANNOUNCEMENT**

WEDNESDAY

April 12, 2000

**MOTION DOCKET**

**89-70. State v. Montgomery.**

Lucas App. No. L-86-395. On May 13, 1992, this court stayed the execution of sentence in this cause pending exhaustion of state post-conviction remedies and reinstated the stay of execution on September 6, 1996. Appellee has moved that this court set a date for execution of sentence. It appearing to the court that this court declined jurisdiction and dismissed the appeal in case No. 99-528, appellant's post-conviction appeal, on June 16, 1999,

IT IS ORDERED by the court, *sua sponte*, that a date for the execution of sentence be set.

IT IS HEREBY ORDERED by this court that said sentence be carried into execution by the Warden of the Southern Ohio Correctional Facility or, in his absence, by the Deputy Warden on Tuesday, the 11<sup>th</sup> day of July, 2000, in accordance with the statutes so provided.

IT IS FURTHER ORDERED that a certified copy of this entry and a warrant under the seal of this court be duly certified to the Warden of the Southern Ohio Correctional Facility and that said Warden shall make due return thereof to the Clerk of the Court of Common Pleas of Lucas County.

**99-1855. State v. Moore.**

Fairfield App. No. 99CA24. This cause is pending before the court as an appeal from the Court of Appeals for Fairfield County. Upon consideration of the motion of *amicus curiae*, Ohio Attorney General Betty D. Montgomery, to participate in oral argument scheduled for May 23, 2000,

IT IS ORDERED by the court that the motion of Ohio Attorney General Betty D. Montgomery to participate in oral argument scheduled for May 23, 2000, be, and hereby is, granted, and the *amicus curiae* shall share the time allotted to appellee.

**99-1960. State v. Moore.**

Fairfield App. No. 99CA24. This cause is pending before the court on the certification of a conflict by the Court of Appeals for Fairfield County. Upon consideration of the motion of *amicus curiae*, Ohio Attorney General Betty D. Montgomery, to participate in oral argument scheduled for May 23, 2000,

IT IS ORDERED by the court that the motion of Ohio Attorney General Betty D. Montgomery to participate in oral argument scheduled for May 23, 2000, be, and hereby is, granted, and the *amicus curiae* shall share the time allotted to appellee.