

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

WEDNESDAY

April 19, 2000

MOTION DOCKET

98-19. State v. Fears.

Hamilton C.P. No. B9702360B. Upon consideration of the motion filed by counsel for appellant to stay execution in the above-styled cause pending the exhaustion of state post-conviction remedies, and it appearing from the motion that a petition for post-conviction relief has been filed by appellant, and that matter is presently pending in the courts,

IT IS ORDERED by the court that said motion be, and the same is hereby, granted.

IT IS FURTHER ORDERED by the court that execution of sentence be, and the same is hereby, stayed, pending the exhaustion of all proceedings for post-conviction relief before courts of this state, including any appeals.

IT IS FURTHER ORDERED that counsel for the appellant and for the appellee shall notify this court when all proceedings for post-conviction relief before courts of this state have been exhausted.

99-1985. State ex rel. Sekermestrovich v. Akron Dept. of Pub. Serv.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon determination pursuant to S.Ct.Prac.R. X(5),

IT IS ORDERED by the court that regarding relators' claims against respondent, city of Akron, an alternative writ of mandamus is granted.

IT IS FURTHER ORDERED by the court that the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. X:

The parties shall file any evidence they intend to present within twenty days of the date of this entry; relators shall file their brief within ten days after the filing of evidence; respondent, city of Akron, shall file its brief within twenty days after the filing of relators' brief; and relators may file a reply brief within five days after the filing of respondent's brief.

IT IS FURTHER ORDERED by the court that relators' claim against respondent, H.M. Miller Construction/BG Trucking Joint Venture be, and hereby is, dismissed.

MISCELLANEOUS DISMISSALS

00-311. Olmsted Falls Village Assn. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, Nos. 97-S-343, 97-S-356, 97-S-357 and 97-S-471. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of the joint motion to remand case to the Board of Tax Appeals for the purpose of entering stipulation and order to reflect settlement,

IT IS ORDERED by the court that the motion to remand case be, and hereby is, granted, and this cause is remanded to the Board of Tax Appeals for entry of an order.

IT IS FURTHER ORDERED that the parties are to bear their respective costs herein expended; and that a mandate be sent to the Board of Tax Appeals to carry this judgment into execution; and that a copy of this entry be certified to the Board of Tax Appeals for entry.