

SUPREME COURT OF OHIO

COLUMBUS

ANNOUNCEMENT

FRIDAY
September 28, 2001

MOTION DOCKET

98-1209. State v. Sanders.

Hamilton App. No. C-960253. Upon consideration of the motion filed by counsel for appellant to stay the execution of sentence in the above-styled cause pending the timely filing of a petition for a writ of certiorari in the Supreme Court of the United States,

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

IT IS FURTHER ORDERED that the compliance with the mandate and the execution of sentence be, and the same are hereby, stayed, pending the timely filing of the petition in the Supreme Court of the United States.

IT IS FURTHER ORDERED that if such petition is timely filed, this stay shall continue for an indefinite period pending final disposition of this cause by the Supreme Court of the United States.

98-2449. State v. Issa.

Hamilton C.P. No. B9709438. 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 exhibits to the motion that post-conviction proceedings are pending,

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.

01-1400. State ex rel. Johns Manville Internatl., Inc. v. Schindler.

Franklin App. No. 00AP-826. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of the joint motion to stay briefing schedule pending settlement in this case pursuant to S.Ct.Prac.R. XIV(6)(C),

IT IS ORDERED by the court that the motion be, and hereby is, granted, and the briefing schedule is stayed. Appellant's brief shall be due by November 1, 2001.

DISCIPLINARY DOCKET

00-2230. Cincinnati Bar Assn. v. Keplar.

This cause came on for further consideration upon relator's motion to amend decision. Upon consideration thereof,

IT IS ORDERED by the court that the motion to amend decision be, and hereby is, granted. The opinion in this cause announced on August 15, 2001, and reported in (2001), 93 Ohio St.3d 134, 753 N.E.2d 170, shall be amended as follows. The second sentence of the third paragraph on page 134, 753 N.E.2d at 170, shall read:

“Respondent sold one parcel for \$39,369.92 and the second parcel for \$41,772.07 but failed to account for and deliver to McLoughlin \$22,402.15.”

The opinion and judgment shall remain unchanged in all other respects.

MISCELLANEOUS DISMISSALS

01-1706. Fuller v. Fuller.

Scioto App. No. 99CA2687. This cause is pending before the court as a discretionary appeal and a claimed appeal of right. It appears from the records of this court that appellant has not filed a memorandum in support of jurisdiction, due September 21, 2001, in compliance with the Rules of Practice of the Supreme

Court and therefore has failed to prosecute this case with the requisite diligence.
Upon consideration thereof,

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