

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

June 25, 2002

MOTION AND PROCEDURAL RULINGS

2001-1634. State ex rel. Capitol Mfg., Div. of Harsco Corp. v. Johnson.

Franklin App. No. 00AP-1100. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of the joint motion for extension of time to file appellant's merit brief pending settlement pursuant to S.Ct.Prac.R. XIV(6)(C),

IT IS ORDERED by the court that the motion for extension of time be, and hereby is, granted, and appellant's merit brief is due on or before August 9, 2002.

2002-0497. State ex rel. Holiday v. Indus. Comm.

Franklin App. No. 01AP-390. On June 13, 2002, this court inadvertently dismissed this case for want of prosecution because appellant had not filed a merit brief. It has now come to the court's attention that appellant filed a stipulation to extend the time to file her merit brief to June 18, 2002. Appellant filed a merit brief on June 18, 2002. Accordingly,

IT IS ORDERED by the court that the order of June 13, 2002, is vacated and this case is restored to the docket.

IT IS FURTHER ORDERED by the court that the parties shall proceed in accordance with S.Ct.Prac.R. VI.

2002-0729. State ex rel. Scruggs v. Sadler.

Franklin App. No. 01AP-408. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion for appointment of counsel,

IT IS ORDERED by the court that the motion for appointment of counsel be, and hereby is, denied.

MISCELLANEOUS DISMISSALS

2002-0576. State ex rel. Cotton v. Fitzpatrick.

Franklin App. No. 01AP-788. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. On April 10, 2002, appellant filed a notice of appeal and motion to stay notice of appeal.

IT IS ORDERED by the court that the motion to stay notice of appeal be, and hereby is, denied.

It appears from the records of this court that appellant has not filed a merit brief, due June 17, 2002, 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.

2002-0814. Citicasters Co. v. Stop 26-Riverbend, Inc.

Mahoning App. Nos. 00CA149 and 00CA212, 2002-Ohio-2286. 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 appellants have not filed a memorandum in support of jurisdiction, due June 17, 2002, in compliance with the Rules of Practice of the Supreme Court and therefore have 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.