

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

December 9, 2002

MOTION AND PROCEDURAL RULINGS

2002-1799. Bethesda Healthcare, Inc. v. Zaino.

Board of Tax Appeals, No. 00-J-1591. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's motion for extension of time to file appellant's merit brief 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 January 17, 2003.

MISCELLANEOUS DISMISSALS

2002-1817. State ex rel. J.D. Partnership v. Delaware Cty. Bd. of Elections.

Delaware App. No. 02CAD09042. This cause is pending before the court as an appeal from the Court of Appeals for Delaware County. Upon consideration of appellees' amended motion to dismiss and upon the passage of the November 5, 2002 election,

IT IS ORDERED by the court that the amended motion be, and hereby is, granted and that the appeal be, and hereby is, dismissed based on mootness and laches.

In addition, because this matter has been resolved by unappealed judgments of the court of appeals and the common pleas court, IT IS FURTHER ORDERED by the court that the amended zoning approved and ordered by the courts not be subject to further court challenge or referendum and that the necessary permits for development issue forthwith.

IT IS FURTHER ORDERED that appellants' request for sanctions be, and hereby is, denied.

Moyer, C.J., Douglas, Resnick, F.E. Sweeney, Pfeifer, Cook and Lundberg Stratton, JJ., concur.

MEDIATION REFERRALS

The following cases have been returned to the regular docket pursuant to S.Ct.Prac.R. XIV(6)(E):

2002-1692. State ex rel. Moran v. Indus. Comm.
Franklin App. No. 01AP-1446, 2002-Ohio-4307.