

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

April 7, 2005

[Cite as *04/07/2005 Case Announcements, 2005-Ohio-1639.*]

MOTIONS AND PROCEDURAL RULINGS

2003-1572. State ex rel. Howard v. Seaway Food Town, Inc.

Franklin App. No. 97AP-860. On September 24, 2004, this court found appellant Gregory T. Howard to be a vexatious litigator under S.Ct.Prac.R. XIV(5)(B). This court further ordered that appellant was prohibited from continuing or instituting legal proceedings in this court without first obtaining leave. On March 29, 2005, appellant submitted a motion for leave to file a motion for nunc pro tunc correction of this court's March 28, 2005, order regarding attorney fees. Upon consideration thereof,

IT IS ORDERED by the court that the motion for leave be, and hereby is, granted and that appellant shall file the motion for correction within ten days of the date of this entry.

2005-0192. State v. Mundt.

Noble C.P. 2042002. This cause is pending before the court as a death penalty appeal from the Court of Common Pleas of Noble County. Upon consideration of the parties' responses to this court's March 4, 2005 show cause order,

IT IS ORDERED by the court that the Clerk of the Noble County Court of Common Pleas shall not be required to transport the physical trial exhibits to the Clerk of this court. Photographs of the physical exhibits shall be included with the remainder of the record that is transported.

IT IS FURTHER ORDERED by the court that this order is subject to further consideration by this court if a physical exhibit is necessary for the review and determination of this cause on appeal.

MISCELLANEOUS DISMISSALS

2004-1112. UCAR Carbon Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-R-261. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1113. UCAR Carbon Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-R-262. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1114. UCAR Carbon Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-R-263. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1115. UCAR Carbon Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-R-264. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1116. UCAR Carbon Co. v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2003-R-265. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2004-1916. State ex rel. Kynard v. Indus. Comm.

Franklin App. No. 03AP-1071, 2004-Ohio-5153. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2005-0056. State ex rel. McBride v. United Home Care.

Franklin App. No. 04AP-114, 2004-Ohio-6614. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

2005-0393. Cashin v. Cobett.

Cuyahoga App. No. 84475, 2005-Ohio-102. This cause is pending before the court as a discretionary appeal. Upon consideration of appellant's application for dismissal,

IT IS ORDERED by the court that the application for dismissal be, and hereby is, granted.

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

MISCELLANEOUS ORDERS

In re Report of the Commission
On Continuing Legal Education.

Jeffrey A. Miller
(#0068815),



E N T R Y

Respondent.



This matter originated in this court on the filing of a report by the Commission on Continuing Legal Education (“commission”) pursuant to Gov.Bar R. X(6)(A)(1)(b) and (A)(2)(d). The commission recommended the imposition of sanctions against certain attorneys, including the above-named respondent, for failure to comply with the provisions of Gov.Bar R. X, Attorney Continuing Legal Education, for the 2001-2002 reporting period.

On December 5, 2003, this court adopted the recommendation of the commission, imposed a sanction fee upon the respondent, and suspended the respondent from the practice of law pursuant to Gov.Bar R. X(6)(B)(3) and (5)(A)(4). The court further ordered that respondent shall not be reinstated to the practice of law in Ohio until respondent complies with the requirements for reinstatement set forth in Gov.Bar R. X(7); respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; respondent complies with this and all other orders of the court; and this court orders respondent reinstated.

On February 24, 2005, the commission filed a recommendation pursuant to Gov.Bar R. X(7)(B)(2), finding that the respondent has paid all fees assessed for noncompliance, has made up all deficiencies, and is now in full compliance with all requirements of Gov.Bar R. X, and recommending that the respondent be reinstated to the practice of law in Ohio. On February 24, 2005, the commission certified that respondent had completed the credit hours of continuing legal education required during his suspension by this court’s order of suspension. Upon consideration thereof,

IT IS ORDERED by the court that the recommendation of the commission is adopted and respondent, Jeffrey A. Miller, is hereby reinstated to the practice of law.

MEDIATION REFERRALS

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. XIV(6):

2005-0513. State ex rel. McKenney v. Indus. Comm.
Franklin App. No. 03AP-1196, 2005-Ohio-981.

2005-0557. Strongsville Bd. of Edn. v. Cuyahoga Cty. Bd. of Revision.
Board of Tax Appeals No. 2003-G-663.

2005-0564. State ex rel. Moyer v. Sharonville Fire Dept.
Franklin App. No. 04AP-92, 2005-Ohio-587.