

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

September 22, 2005

[Cite as *09/22/2005 Case Announcements*, 2005-Ohio-4949.]

MOTION AND PROCEDURAL RULINGS

2005-0297. State v. Galloway.

Lucas App. No. L-05-1024. This cause came on for further consideration of appellant's motion for relief from judgment. Upon consideration thereof,

IT IS ORDERED by the court that the motion is denied.

2005-0428. State v. Durham.

Cuyahoga App. No. 84132, 2005-Ohio-202. This cause is pending before the court as an appeal from the Court of Appeals for Cuyahoga County. On September 21, 2005, appellee's counsel, Steven LoDico, was suspended from the practice of law by this court. See *Disciplinary Counsel v. LoDico*, 106 Ohio St.3d 229, 2005-Ohio-4630, ___ N.E.2d ___. It appearing to the court that appellee is now without counsel,

IT IS ORDERED by the court, pursuant to S.Ct.Prac.R. III(7), that attorney Michael R. Gladman of Columbus, Ohio, is appointed as counsel for appellee.

IT IS FURTHER ORDERED that appellee shall file a merit brief within thirty days of the date of this entry.

MISCELLANEOUS DISMISSALS

2004-2082. Buckman-Peirson v. Brannon.

Montgomery App. No. 20320, 159 Ohio App.3d 12, 2004-Ohio-6074. This cause is pending before the court as an appeal from the Court of Appeals for Montgomery County. Upon consideration of the joint application for dismissal,

IT IS ORDERED by the court that the application for dismissal is granted. Accordingly, this cause is dismissed.

2005-1187. State ex rel. Wheeler v. Indus. Comm.

Franklin App. No. 04AP-851, 2005-Ohio-2668. 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 is granted. Accordingly, this cause is dismissed.

2005-1269. State ex rel. Miller v. Lincoln Constr. Inc.

Franklin App. No. 04AP-197, 2005-Ohio-2962. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. It appears from the records of this court that appellant has not filed a merit brief, due September 14, 2005, in compliance with the Rules of Practice of the Supreme Court and therefore has failed to prosecute this cause with the requisite diligence. Upon consideration thereof,

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

MEDIATION REFERRALS

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

2005-1689. State ex rel. Gross v. Indus. Comm.

Franklin App. No. 04AP-756, 2005-Ohio-3936.