

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

November 14, 2005

[Cite as *11/14/2005 Case Announcements, 2005-Ohio-5987.*]

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### MERIT DECISIONS WITHOUT OPINIONS

**2005-1955. Dunning v. Kimbler.**

In Prohibition. On motion to dismiss. Motion to dismiss granted. Cause dismissed.

Moyer, C.J., Resnick, Pfeifer, Lundberg Stratton, O'Connor, O'Donnell and Lanzinger, JJ., concur.

### MOTION AND PROCEDURAL RULINGS

**2005-0634. State v. Sherrills.**

Cuyahoga App. No. 85873. This cause came on for further consideration of appellant's motion for relief from judgment pursuant to Civil Rule 60(B). Upon consideration thereof,

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

**2005-1660. State ex rel. Henley v. Money.**

In Habeas Corpus. This cause came on for further consideration of petitioner's request for findings of fact and conclusions of law. Upon consideration thereof,

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

### MISCELLANEOUS DISMISSALS

**2005-0130. State ex rel. Voith Sulzer Paper Technology N. Am., Inc. v. Indus. Comm.**

Franklin App. No. 04AP-65, 2004-Ohio-6613. 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, IT IS FURTHER ORDERED by the court that this cause is dismissed.

**2005-0994. State ex rel. Sauder Woodworking v. Pruett.**

Franklin App. No. 04AP-395, 2005-Ohio-1762. 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.

**2005-1104. State ex rel. Bartley v. Fahey Banking Co.**

Franklin App. No. 04AP-825, 2005-Ohio-2805. 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, IT IS FURTHER ORDERED by the court that this cause is dismissed.

**2005-1684. State ex rel. Riley v. Indus. Comm.**

Franklin App. No. 04AP-953, 2005-Ohio-4453. 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, IT IS FURTHER ORDERED by the court that this cause is dismissed.

**2005-1877. State ex rel. Bozsik v. Leisy.**

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of relator's application for dismissal,

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

**2005-1896. Schmitt v. Duke Realty, L.P.**

Franklin App. No. 04AP-251, 2005-Ohio-4245. 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 is granted.

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

## **MEDIATION REFERRALS**

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

**2005-2070. Soin v. Greene Cty. Bd. of Revision.**

Board of Tax Appeals, No. 2004-V-490.

**2005-2090. State ex rel. Berman Industries, Inc. v. Indus. Comm.**

Franklin App. No. 04AP-1254, 2005-Ohio-5083.

## **ADMINISTRATIVE ACTIONS**

1. Proposed Ohio Rules of Professional Conduct will be published for public comment.