

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

May 31, 2007

[Cite as *05/31/2007 Case Announcements, 2007-Ohio-2622.*]

MOTION AND PROCEDURAL RULINGS

2003-1572. State ex rel. Howard v. Indus. Comm.

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 the court without obtaining leave. On May 29, 2007, appellant filed a motion for leave to file the attached memorandum in support of reconsideration of this court's denial of application for leave to file a valid action against Judge John F. Bender in this court, instanter,

It is ordered by the court that the motion is denied.

2003-1572. State ex rel. Howard v. Indus. Comm.

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 the court without obtaining leave. On May 24, 2007, appellant filed a motion for leave to file the attached memorandum in support of why this court should be held in contempt of court.

It is ordered by the court that the motion is denied.

2006-1606. State v. Jones.

Mahoning App. No. 05-MA-69, 2006-Ohio-3636. This cause is pending before the court as an appeal from the Court of Appeals for Mahoning County. Upon consideration of the joint motion of appellant state of Ohio and amicus curiae Ohio Attorney General Marc Dann to participate in oral argument,

It is ordered by the court that the motion is granted, and the amicus curiae shall share the time allotted to appellant.

2006-1851. State v. Jones.

Mahoning App. No. 05-MA-69, 2006-Ohio-3636. This cause is pending before the court on the certification of a conflict from the Court of Appeals for Mahoning County. Upon consideration of the joint motion of appellant state of Ohio and amicus curiae Ohio Attorney General Marc Dann to participate in oral argument,

It is ordered by the court that the motion is granted, and the amicus curiae shall share the time allotted to appellant.

2007-0842. State ex rel. Pesci v. Lucci.

Lake App. No. 2006-L-112, 2007-Ohio-1547. This cause is pending before the court as an appeal from the Court of Appeals for Lake County. Upon consideration of appellant's motion for appointment of counsel,

It is ordered by the court that the motion is denied.

MISCELLANEOUS DISMISSALS

2007-0724. State ex rel. Cleaver v. Singer.

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.

MISCELLANEOUS ORDERS

**In re Collection of Delinquent Monetary Sanctions
for Noncompliance with Continuing Legal Education Requirements**

Pursuant to Gov.Bar R.X, the court has imposed monetary sanctions against attorneys who have failed to satisfy the continuing education requirements set forth in that rule. The Commission on Continuing Legal Education has undertaken efforts to collect delinquent monetary sanctions imposed against attorneys for noncompliance with continuing legal education requirements prior to and through the 2003-2004 reporting period.

The Commission on Continuing Legal Education now requests authority to settle certain unpaid sanctions by accepting, with conditions, payment of a monetary sanction that is less than the sanction originally ordered by the court. The court hereby grants the Commission on Continuing Legal Education, and its authorized representatives, the authority to negotiate and effect a settlement of unpaid monetary sanctions imposed pursuant to Gov.Bar R. X prior to and through the 2003-2004 reporting period, subject to the following conditions:

The Commission on Continuing Legal Education, directly or through its authorized representatives, or both, must attempt to obtain payment for the full sanction ordered by the court. Settlement negotiations may commence only after it becomes apparent that the attorney is unable to pay the full sanction ordered by the court.

The Commission on Continuing Legal Education, or its authorized representatives, shall not negotiate or agree to a settlement that represents less than one-half of the total of all monetary sanction imposed by the court pursuant to Gov.Bar R. X.

Settlements may be negotiated with attorneys who are not permitted to engage in the practice of law in Ohio by virtue of their registration for inactive or retired status pursuant to Gov.Bar R. VI, their suspension from the practice of law pursuant to Gov.Bar R. V, VI, or X, or their disbarment or resignation from the practice of law.

The settlement agreement shall contain a provision stating that if the attorney wishes to resume the practice of law in Ohio, the attorney must first pay the entire sanction imposed by the court and all other accrued costs and interest, less any amount paid pursuant to a negotiated settlement.

MEDIATION REFERRALS

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

2007-0881. State ex rel. Ohio State Univ. Hosp. v. Indus. Comm.
Franklin App. No. 06AP-282.

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

2006-2239. State ex rel. Cincinnati Enquirer v. Jones-Kelley.
In Mandamus.

ADMINISTRATIVE ACTIONS

1. Judge William A. Klatt has been appointed vice-chair of the Commission on the Rules of Superintendence for Ohio Courts.

2. Judge Michael L. Howard has been appointed to the Board of Commissioners on Character and Fitness.