

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

June 11, 2007

[Cite as *06/11/2007 Case Announcements, 2007-Ohio-2818.*]

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 June 6, 2007, appellant filed a motion for leave to file the memorandum in support of reconsideration of this court's June 4, 2007, denial and or May 25, 2007, denial of appellant's May 21, 2007, application for leave. Upon consideration thereof,

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

2006-2073. Bikkani v. Lee.

Cuyahoga App. No. 88650. This cause came on for further consideration of appellees' motion for issuance of a certificate of judgment. Upon consideration thereof,

It is ordered by the court that the motion is granted. The Clerk of this court shall issue a certificate of judgment.

2007-1005. In re J.W.

Franklin App. Nos. 06AP-1017 and 07AP-15, 2007-Ohio-2007. This cause is pending before the court as a discretionary appeal and a claimed appeal of right. Upon review of the appeal it appears that the case involves the termination of parental rights. Accordingly,

It is ordered by the court, sua sponte, that this case shall proceed according to the Rules of Practice of the Supreme Court of Ohio that pertain to the termination of parental rights or adoption of a minor child. Therefore, pursuant to S.Ct.Prac.R. III(2)(A) appellee's memorandum in response shall be filed no later

than 20 days from the date of filing of appellant's memorandum in support of jurisdiction.

2007-1028. Gotel v. Gansheimer.

Lake App. No. 2006-A-0087, 2007-Ohio-2311. 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

2006-2318. State ex rel. Akers v. Custom Works Auto Body, Inc.

Franklin App. No. 05AP-1329, 2006-Ohio-6144. This cause is pending before the court as an appeal from the Court of Appeals for Franklin 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.

MISCELLANEOUS ORDERS

In re Report of the Commission
On Continuing Legal Education.

Case No. CLE-2006-69060

David John Gerchak
(#0069060),
Respondent.

E N T R Y

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 2004-2005 reporting period.

On May 24, 2007, 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 May 31, 2007, 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. The commission certified that respondent had completed the credit hours of continuing legal education required during the suspension by this court's order of suspension. Respondent has satisfied all the requirements of 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, David John Gerchak, is hereby reinstated to the practice of law.

MEDIATION REFERRALS

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

2007-0303. State ex rel. Schwartz v. Turner.
In Prohibition.

2007-0679. State ex rel. Airborne Freight Corp. v. Indus. Comm.
Franklin App. No. 06AP-122, 2007-Ohio-943.