

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

August 17, 2007

[Cite as *08/17/2007 Case Announcements*, 2007-Ohio-4185.]

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## MOTION AND PROCEDURAL RULINGS

### **2007-0579. Lovell v. Levin.**

Board of Tax Appeals, No. 2006-M-782. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellants' motion to strike portions of appellee's merit brief,

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

### **2007-0580. Caldwell v. Levin.**

Board of Tax Appeals, No. 2006-H-548. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellants' motion to strike portions of appellee's merit brief,

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

### **2007-0584. Vestfall v. Levin.**

Board of Tax Appeals, No. 2006-T-1054. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellants' motion to strike portions of appellee's merit brief,

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

### **2007-0586. Huelsman v. Levin.**

Board of Tax Appeals, No. 2006-R-549. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellants' motion to strike portions of appellee's merit brief,

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

### **2007-0589. Lovell v. Levin.**

Board of Tax Appeals, No. 2006-A-781. This cause is pending before the court as an appeal from the Board of Tax Appeals. Upon consideration of appellant's motion to strike portions of appellee's merit brief,

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

**2007-0892. Lyons v. Doe.**

Hamilton App. No. C-060254. This cause is pending before the court as a discretionary appeal. On May 14, 2007, appellant filed a notice of pending motion to certify a conflict. Whereas appellant has not notified this court of the decision on the pending motion to certify a conflict,

It is ordered by the court, sua sponte, that appellant show cause within fourteen days of the date of this entry why this court should not proceed to consider the jurisdictional memoranda in this appeal pursuant to S.Ct.Prac.R. III(6).

**2007-1253. State ex rel. Laughlin v. James.**

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of the amended motion for leave to intervene of Quillin Properties, Ltd.,

It is ordered by the court that the amended motion for leave to intervene is granted.

It is further ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. X:

Relators shall file their brief and evidence within seven days of the date of this entry, respondent shall file a brief and evidence within seven days after the filing of relators' brief, and relator may file a reply brief within three days after filing of respondent's brief.

It is further ordered that service of documents shall be personal or by facsimile transmission as required by S.Ct.Prac.R. XIV(2)(B)(3).

**2007-1291. State ex rel. Allen v. Warren Cty. Bd. of Elections.**

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

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

It is further ordered by the court, sua sponte, that an alternative writ is granted and the following briefing schedule is set for presentation of evidence and filing of briefs pursuant to S.Ct.Prac.R. X:

Relators shall file his brief and evidence within seven days of the date of this entry, respondents shall file their brief and evidence within seven days after the

filing of relator's brief and relator may file a reply brief within three days after filing of respondents' brief.

It is further ordered that service of documents shall be personal or by facsimile transmission as required by S.Ct.Prac.R. XIV(2)(B)(3).

**2007-1495. State ex rel. Ackerman v. State Teachers Retirement Bd. of Ohio.**

Franklin App. No. 06AP-1133, 2007-Ohio-3280. This cause was filed as a discretionary appeal. Upon consideration of appellant's jurisdictional memorandum, it is determined by the court that this cause originated in the court of appeals and, therefore, should proceed as an appeal of right pursuant to S.Ct.Prac.R. II(1)(A)(1).

It is ordered by the court that the Clerk shall issue an order for the transmission of the record from the Court of Appeals for Franklin County, and the parties shall brief this case in accordance with S.Ct.Prac.R. VI.

**MISCELLANEOUS DISMISSALS**

**2007-1140. Clumm v. Ohio Dept. of Rehab. & Corr.**

In Prohibition. This cause originated in this court on the filing of a complaint for a writ of prohibition. 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.