

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

September 20, 2013

[Cite as *09/20/2013 Case Announcements*, 2013-Ohio-4067.]

MOTION AND PROCEDURAL RULINGS

2012-1589. Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.

Medina App. Nos. 11CA0092-M and 11CA0093-M, 2012-Ohio-3525. This cause is pending before the court as an appeal from the Court of Appeals for Medina County.

Upon consideration of the motion of the Village of Seville Board of Income Tax Review to reschedule oral argument set for Tuesday, November 5, 2013, it is ordered by the court that the motion is granted and the case is rescheduled for oral argument on Wednesday, December 11, 2013.

2012-1592. Panther II Transp., Inc. v. Seville Bd. of Income Tax Rev.

Medina App. Nos. 11CA0092-M and 11CA0093-M, 2012-Ohio-3525. This cause is pending before the court as an appeal from the Court of Appeals for Medina County.

Upon consideration of the motion of the Village of Seville Board of Income Tax Review to reschedule oral argument set for Tuesday, November 5, 2013, it is ordered by the court that the motion is granted and the case is rescheduled for oral argument on Wednesday, December 11, 2013.

2012-1924. State ex rel. Cincinnati Enquirer v. Lyons.

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

Upon consideration of respondent's request for oral argument, it is ordered by the court that the request is granted.

It is further ordered by the court, sua sponte, that this case is consolidated with case No. 2013-0300 for oral argument only. Pursuant to S.Ct.Prac.R. 9.05, each side shall be allotted 15 minutes for oral argument.

Pfeifer and O'Donnell, JJ., dissent.

Kennedy, J., not participating.

2013-0300. State ex rel. Cincinnati Enquirer v. Lyons.

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

Upon consideration of relator's motion for oral argument, it is ordered by the court that the motion is granted.

It is further ordered by the court, sua sponte, that this case is consolidated with case No. 2012-1924 for oral argument only. Pursuant to S.Ct.Prac.R. 9.05, each side shall be allotted 15 minutes for oral argument.

Pfeifer and O'Donnell, JJ., dissent.

Kennedy, J., not participating.

2013-0430. Blue Ash OH Realty, L.L.C. v. Hamilton Cty. Bd. of Revision.

Board of Tax Appeals, No. 2010-Q-121. This cause is pending before the court as an appeal from the Board of Tax Appeals.

Upon consideration of the joint motion to remand this case to the Ohio Board of Tax Appeals, it is ordered by the court that the motion is granted and this case is remanded to the Board of Tax Appeals so that the board may take further action as appropriate.

It is further ordered that a mandate be sent to the Board of Tax Appeals to carry this judgment into execution and that a copy of this entry be certified to the Board of Tax Appeals.

2013-1492. State ex rel. Fears v. Myers.

Hamilton App. No. C-130461. This cause was filed as a discretionary appeal. Upon consideration of appellant's memorandum in support of jurisdiction, 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. 5.01.

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 Hamilton County, and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. 16.02 through 16.07.