

# FOURTH DISTRICT COURT OF APPEALS CASE ASSIGNMENTS

Presiding Judge Jason P. Smith  
Administrative Judge Michael D. Hess  
Judge Peter B. Abele  
Judge Kristy S. Wilkin

Cases **submitted on the briefs** are listed in the **first** table below and are assigned to a panel throughout the month.

Cases **scheduled for oral argument** are listed in the **second** table below and the parties and/or counsel have been notified by Magistrate's Order.

Arguments begin promptly at **10:00 a.m.**, unless otherwise noted. Panels and/or hearing dates are subject to change.

Information concerning oral argument location is listed underneath the oral argument scheduling table.

Questions or concerns should be directed to the Court.

## CASES SUBMITTED ON BRIEFS

COUNTY	CASE NUMBER	CASE NAME	ASSIGNMENT DATE	PANEL
<b>ADAMS</b>				
Adams	22CA1158	State v. Adams	March 13, 2023	Abele, Smith, Wilkin
Adams	22CA1159	Lloyd v. Lloyd	May 29, 2023	Abele, Smith Wilkin
Adams	23CA1168	State v. Colonel	August 7, 2023	Abele, Hess, Smith
<b>ATHENS</b>				
Athens	21CA13	State v. Barnhart	March 21, 2022	Abele, Hess, Smith
Athens	23CA2	State v. Cunningham	May 1, 2023	Abele, Hess, Smith
Athens	22CA17	State v. Brooks	May 22, 2023	Abele, Hess, Smith
<b>GALLIA</b>				
Gallia	22CA6 & 22CA7	State v. Stutes	January 30, 2023	Hess, Smith, Wilkin
Gallia	22CA8	State v. Jackson	March 6, 2023	Abele, Smith, Wilkin
Gallia	22CA11	State v. Drummond	March 27, 2023	Abele, Hess, Smith
Gallia	22CA12	State v. McHargue	May 1, 2023	Hess, Smith, Wilkin
Gallia	23CA2	State v. Drummond	May 15, 2023	Abele, Hess, Smith
Gallia	23CA1	State v. Peaks	July 31, 2023	Abele, Smith, Wilkin
Gallia	23CA3	State v. Simon	August 7, 2023	Hess, Smith, Wilkin
Gallia	23CA12	State v. Miller	September 4, 2023	Abele, Smith, Wilkin
Gallia	23CA5	State v. Riffle	September 11, 2023	Abele, Smith, Wilkin

<b>HIGHLAND</b>				
Highland	22CA3	State v. McCartney	October 10, 2022	Abele, Hess, Wilkin
Highland	22CA2	State ex. Rel. Collins v. Hillsboro Area Economic Development Corporation	July 10, 2023	Dorrian, Mentel, Nelson (Sitting by Assignment)
Highland	22CA5	State v. Hertzler	July 10, 2023	Abele, Hess, Wilkin
Highland	23CA3	State v. Martin	July 10, 2023	Abele, Smith, Wilkin
Highland	22CA3	State v. McCartney	August 21, 2023	Abele, Hess, Wilkin
Highland	23CA6	State v. Jackson	September 11, 2023	Abele, Smith, Wilkin
<b>HOCKING</b>				
Hocking	23CA2	Kessler v. Harper, LLC	May 15, 2023	Abele, Smith, Wilkin
Hocking	23CA10, 23CA11, & 23CA12	In the Matter of: K.C., S.C., & H.C.	July 25, 2023	Abele, Smith, Wilkin
<b>JACKSON</b>				
Jackson	23CA12	In the Matter of: C.S.	July 18, 2023	Abele, Hess, Wilkin
Jackson	23CA1	State v. Caldwell, Jr.	August 21, 2023	Abele, Hess, Wilkin
<b>LAWRENCE</b>				
Lawrence	21CA12	State v. Koster	August 22, 2022	Abele, Hess, Wilkin
Lawrence	22CA6	Mollett v. Lawrence County Board of Disabilities	September 12, 2022	Abele, Smith, Wilkin
Lawrence	22CA16	State v. Wilburn	March 6, 2023	Abele, Smith, Wilkin
Lawrence	23CA2	State v. Freeman	September 11, 2023	Abele, Hess, Smith
<b>MEIGS</b>				
Meigs	22CA13	State v. Barnhart	June 27, 2023	Abele, Hess, Smith
Meigs	23CA1	State v. Estep	July 10, 2023	Abele, Hess, Wilkin
Meigs	22CA10	State v. Nelson	July 10, 2023	Abele, Hess, Wilkin
<b>PICKAWAY</b>				
Pickaway	22CA14	Mills v. Walnut Twp. Bd. Of Zoning Appeals	January 23, 2023	Abele, Hess, Wilkin
Pickaway	22CA13	State v. Goff	February 27, 2023	Abele, Hess, Smith
Pickaway	22CA16	State v. Williams	May 1, 2023	Abele, Hess, Wilkin
Pickaway	22CA22	State v. White	June 23, 2023	Abele, Hess, Smith
Pickaway	22CA28	State v. Rose	October 2, 2023	Abele, Hess, Wilkin
<b>PIKE</b>				
Pike	23CA920	In the Matter of J.C.	June 5, 2023	Abele, Smith, Wilkin
<b>ROSS</b>				
Ross	22CA23	State v. Boykins	February 13, 2023	Abele, Hess, Wilkin
Ross	22CA24	Seymour v. Seymour	February 27, 2023	Abele, Smith, Wilkin
Ross	22CA32 & 22CA33	State v. Vest	March 27, 2023	Abele, Hess, Wilkin
Ross	22CA12	Elliott, et al. v. Bobb, et al.	May 22, 2023	Abele, Hess, Wilkin
Ross	23CA11	State v. Kuntz	May 22, 2023	Abele, Hess, Smith
Ross	22CA37	State v. Littler	May 29, 2023	Hess, Smith, Wilkin
Ross	22CA38 & 22CA39	State v. Brock	June 5, 2023	Abele, Hess, Wilkin
Ross	23CA14	State v. Nesbitt	August 21, 2023	Hess, Smith, Wilkin

<b>SCIOTO</b>				
Scioto	22CA3990	State v. Jarrells	April 10, 2023	Abele, Hess, Wilkin
Scioto	21CA3973	State v. Petersen	June 12, 2023	Abele, Smith, Wilkin
Scioto	22CA4008	Rouse v. Erdos (now Davis)	June 12, 2023	Hess, Smith, Wilkin
Scioto	22CA4000 & 22CA4001	State v. Spencer	June 12, 2023	Abele, Smith, Wilkin
Scioto	23CA4012	State v. Avery	July 3, 2023	Hess, Smith, Wilkin
Scioto	22CA3998	State v. Kozee	July 10, 2023	Abele, Smith, Wilkin
Scioto	22CA3979	State v. Woods	August 21, 2023	Hess, Smith, Wilkin
Scioto	22CA3984, 22CA3985, & 22CA3986	State v. Sines-Riley	September 4, 2023	Abele, Hess, Wilkin
Scioto	23CA4028	Schobelock v. Schobelock	September 11, 2023	Hess, Smith, Wilkin
Scioto	22CA4010	State v. Guice	October 2, 2023	Abele, Hess, Wilkin
<b>VINTON</b>				
<b>WASHINGTON</b>				
Washington	22CA21	Thompson v. Thompson	April 20, 2023	Abele, Smith, Wilkin
Washington	22CA15	State v. Depriest	May 15, 2023	Abele, Hess, Smith
Washington	22CA28	State v. Andrews	June 12, 2023	Abele, Hess, Wilkin
Washington	22CA25, 22CA26 & 22CA27	State v. Nelson	July 10, 2023	Abele, Smith, Wilkin
Washington	23CA7 & 23CA8	In the Matter of: E.A.G.	July 13, 2023	Hess, Smith, Wilkin
Washington	23CA2	Knab, et al. v. Washington Co. Bd. of Commissioners	July 24, 2023	Abele, Smith, Wilkin
Washington	22CA23	State v. Madison	August 7, 2023	Abele, Hess, Smith

## 2023 ORAL ARGUMENT SCHEDULE

DATE	COUNTY/LOCATION	CASE COUNTY/NUMBER/NAME	PANEL
Feb 9	Adams Common Pleas Courtroom	Ross 22CA18 – State of Ohio v. Kevin Trego Ross 22CA30 – Chilli Associates Limited Partnership v. Denti Restaurants Inc., et al. Jackson 22CA1 – State of Ohio v. Lisa Sheets Scioto – Marjeen Colley v. Daniel Crabtree, et al.	Hess, Smith, Wilkin
Feb 23	Highland Common Pleas Courtroom	Ross 22CA26 – Trina Payne v. Rumpke Transportation Company, LLC, et al. Ross 22CA16 – State of Ohio v. Logan Collins Ross 22CA13 – State of Ohio v. Jessie McFarland Hocking 22CA9 – State ex rel. Charles Ogle v. Hocking Co. Sheriff Lanny North Athens 22CA4 – Gregory Smith v. City of Nelsonville	Smith, Hess, Wilkin
March 2	Lawrence Common Pleas Courtroom	Ross 22CA22 – State of Ohio v. Caitlin Ratliff Ross 22CA20 – State of Ohio v. DeShawn Nesbitt Scioto 21CA3974 – State of Ohio v. Dustin L. Underwood Jackson 21CA11 – State of Ohio v. Jason Rowland	Wilkin, Hess, Smith
March 23	Scioto Common Pleas Courtroom	Athens 22CA14 – Baily Martin, et al. v. Ohio University, et al. Athens 22CA15 – State of Ohio v. Derek Myers Scioto 22CA3996 – State of Ohio, Department of Natural Resources, Division of Forestry v. Danny Srofe, et al. Washington 22CA11 – State of Ohio v. Tytus Shield	Hess, Smith, Wilkin
March 30	Pickaway Common Pleas Courtroom	Ross 22CA9 – Michelle Tackett v. Ryan Gunnels Pickaway 22CA15 – Kimberly Dietrich v. Philip Dietrich Pickaway- State of Ohio v. Cornell Thompkins Athens 22CA2 – State of Ohio v. Donald Platt Athens 22CA9 – In Re: A.W. E-M	Abele, Smith, Wilkin
April 13	Ross Common Pleas Courtroom	Meigs 22CA4 – State of Ohio v. John Kincaid Athens 22CA11 – State of Ohio v. Ian Stevers Athens 22CA8 – State of Ohio v. William Theisen Pickaway 22CA19 – Troon Management, Ltd. v. The Adams Family Trust, et al. Washington 22CA22 – In the Matter of: M.M.E.W. (PRIORITY)	Abele, Hess, Wilkin
April 20	Lawrence Common Pleas Courtroom	Lawrence 22CA13 – State of Ohio v. Aaron K. Scott Scioto 22CA3992 – Mollie Campbell v. Joshua Campbell Scioto 22CA3990 – State of Ohio v. Matthew Jarrells Washington 22CA21 – Douglas Thompson v. Karen Thompson Washington 22CA18 – State of Ohio v. Tanner M. Hazelton	Abele, Smith, Wilkin
April 27	Washington Common Pleas Courtroom	<b>Cancelled</b>	Hess, Abele, Wilkin
May 4	Ross Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Smith
May 11	Athens Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Smith
May 25	Meigs Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Wilkin

June 1	Scioto Court of Appeals Courtroom	<b>Cancelled</b>	Hess, Smith, Wilkin
June 15	Jackson Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Smith
June 29	Ross Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Wilkin
July 6	Athens Common Pleas Courtroom	Ross 23CA9 – Mark Prince v. Angela M. Harper, et al. Meigs 23CA3 – Dianna L. Gibbs v. Mark Porter Autoplex Inc., et al. Washington 22CA17 – State of Ohio v. Edward Smith	Abele, Smith, Wilkin
July 20	Scioto Common Pleas Courtroom	<b>Cancelled</b>	Hess, Smith, Abele
July 27	Hocking Common Pleas Courtroom	<b>Cancelled</b>	Hess, Abele, Wilkin
Aug 3	Lawrence Common Pleas Courtroom	<b>Cancelled</b>	Smith, Hess, Wilkin
Aug 17	Gallia Common Pleas Courtroom	<b>Cancelled</b>	Abele, Hess, Smith
Sep 7	Lawrence Common Pleas Courtroom	Lawrence 22CA19 – State of Ohio v. Russell M. Webb Lawrence 22CA14 – State of Ohio v. William R. McKenzie Athens 23CA9 – State of Ohio v. Donald Platt	Hess, Smith, Abele
Sep 28	Highland Common Pleas Courtroom		Abele, Smith, Wilkin
Oct 5	Vinton Court of Appeals Courtroom		Abele, Smith, Wilkin
Oct 19	Pike Common Pleas Courtroom		Abele, Smith, Wilkin
Oct 26	Pickaway Common Pleas Courtroom		Abele, Smith, Wilkin
Nov 2	Ross Court of Appeals Courtroom		Abele, Hess, Wilkin
Nov 16	Scioto Court of Appeals Courtroom		Abele, Hess, Wilkin

## **ORAL ARGUMENT HEARING LOCATIONS**

Adams County Common Pleas Courtroom  
Adams County Courthouse  
110 West Main Street  
West Union, Ohio 45693

Athens County Common Pleas Courtroom  
Athens County Courthouse  
1 South Court Street  
Athens, Ohio 45701

Gallia County Common Pleas Courtroom  
Gallia County Courthouse  
18 Locust Street  
Gallipolis, Ohio 45631

Highland County Common Pleas Courtroom  
Highland County Courthouse  
105 North High Street  
Hillsboro, Ohio 45133

Hocking County Common Pleas Courtroom  
Hocking County Courthouse  
1 East Main Street  
Logan, Ohio 43138

Jackson County Common Pleas Courtroom  
Jackson County Courthouse  
226 East Main Street  
Jackson, Ohio 45640

Lawrence County Common Pleas Courtroom  
Lawrence County Courthouse  
111 South 4<sup>th</sup> Street  
Ironton, Ohio 45638

Meigs County Common Pleas Courtroom  
Meigs County Courthouse  
100 Second Street  
Pomeroy, Ohio 45769

Pickaway County Common Pleas Courtroom  
Pickaway County Courthouse  
207 South Court Street, 2<sup>nd</sup> Floor  
Circleville, Ohio 43113

Pike County Common Pleas Courtroom  
Pike County Courthouse  
100 East Second Street  
Waverly, Ohio 45690

Ross County Common Pleas Courtroom #1  
Ross County Courthouse  
2 North Paint Street  
Chillicothe, Ohio 45601

Scioto County Court of Appeals Courtroom  
Scioto County Courthouse  
602 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Portsmouth, Ohio 45662

Vinton County Common Pleas Courtroom  
Vinton County Courthouse  
100 East Main Street  
McArthur, Ohio 45651

Washington County Common Pleas Courtroom  
Washington County Courthouse  
205 Putnam Street  
Marietta, Ohio 45750