

Court of Appeals of Ohio

Eleventh Appellate District

Diane V. Grendell
Judge

Timothy P. Cannon
Judge

Colleen Mary O'Toole
Judge

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Cynthia Westcott Rice
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Thomas R. Wright
Presiding/Administrative Judge

Shibani Sheth-Massacci
Court Administrator/Magistrate/
Administrative Counsel

January 7, 2019

RELEASE

LAKE

2017-L-005 STATE OF OHIO, Plaintiff-Appellee v. KEVIN L. MARTIN, Defendant-
2017-L-006 Appellant.

Judgment affirmed. Wright, P.J., concurs with a Concurring Opinion. O'Toole, J., dissents with a Dissenting Opinion. See Opinion and Judgment Entry. [GRENDALL] (WRIGHT) (O'TOOLE)

CRIMINAL - right to plead guilty; other acts evidence; timeliness; joinder of offenses; Crim.R. 14; plain error; substitution of appointed counsel; sufficiency of the evidence; manifest weight of the evidence.

2018-L-050 STATE OF OHIO, Plaintiff-Appellee v. FLOYD J. HULL, SR.,
Defendant-Appellant.

Judgment reversed and remanded. Grendell, J., dissents with a Dissenting Opinion; O'Toole, J., concurs in part and dissents in part with a Concurring/Dissenting Opinion. See Opinion and Judgment Entry. [WRIGHT] (GRENDALL) (O'TOOLE)

POSTCONVICTION RELIEF - res judicata; ineffective assistance trial counsel; appellant unable to advance argument in direct appeal based on evidence outside the record; hearing not mandatory, but trial court must determine whether supporting evidentiary documents contain sufficient operative facts, if true, establish substantive grounds for relief; State v. Calhoun, 86 Ohio St.3d 279 (1999).

PORTAGE

2018-P-0018 STATE OF OHIO, Plaintiff-Appellee v. DANIEL L. TUDOR,
2018-P-0024 Defendant-Appellant.

Judgment affirmed. O'Toole, J., dissents with a Dissenting Opinion. See Opinion and Judgment Entry. [GRENDALL] (WRIGHT) (O'TOOLE)

2018-P-0095 STATE OF OHIO, Plaintiff-Appellee v. KENNETH D. CURLEY, JR., Defendant-Appellant.

Appeal dismissed. See Judgment Entry. [WRIGHT] (RICE) (CANNON)

TRUMBULL

2018-T-0018 N.T.I. ENTERPRISES, LTD. f.k.a. NTI, LTD., Plaintiff-Appellee v. DENTAL PRODUCTS & SERVICES, INC., Defendant, ALVIN G. SULLIVAN, et al., Defendant-Appellant.

Judgment reversed and remanded. See Opinion and Judgment Entry. [CANNON] (WRIGHT) (RICE)

CIVIL - lease agreement; amendment and extension; forcible entry and detainer; damages hearing; res judicata; claim preclusion; issue preclusion; R.C. 1923.03; personal liability for unpaid rent; holdover tenant.