

Court of Appeals of Ohio

Eleventh Appellate District

Cynthia Westcott Rice
Judge

Thomas R. Wright
Presiding/Administrative Judge

Mary Jane Trapp
Judge

111 High Street, N.E., Warren, Ohio 44481
Telephone: (330) 675-2650
Facsimile: (330) 675-2655
Ashtabula Geauga Lake Portage Trumbull

Timothy P. Cannon
Judge

Matt Lynch
Judge

Shibani Sheth-Massacci
Court Administrator/Magistrate/
Administrative Counsel

December 16, 2019

RELEASE

ASHTABULA

2018-A-0052

STATE OF OHIO, Plaintiff-Appellee v. KAREN MARIE TACKETT,
Defendant-Appellant.

Judgment reversed; conviction vacated; remanded. Trapp, J., concurs in part and dissents in part with a Concurring/Dissenting Opinion. See Opinion and Judgment Entry. [CANNON] (WRIGHT) (TRAPP)

CRIMINAL LAW - EVIDENCE - sufficiency; manifest weight; accomplice testimony; Illegal assembly or Possession of chemicals; drug trafficking; possession of drugs; possession of criminal tools; jury trial; merger; constructive possession; improper testimony; plain error; other acts evidence; other acts construed against admissibility; relevancy; presented for a permissible purpose; probative value substantially outweighs unfair prejudice; temporal, modal, and situational relationship; substantive proof of similar acts; reversed; vacated; remanded.

PORTAGE

2019-P-0035

STATE OF OHIO, Plaintiff-Appellee v. CARL E. RAULSTON,
Defendant-Appellant.

Judgment affirmed. See Opinion and Judgment Entry. [WRIGHT] (LYNCH) (TRAPP)

CRIMINAL LAW - failure to make consecutive sentence findings renders sentence voidable not void; issue must be raised in direct appeal; res judicata applies if not raised in direct appeal.

2019-P-0074

2019-P-0075

KENT CITY SCHOOL DISTRICT BOARD OF EDUCATION, Appellant
v. PORTAGE COUNTY BOARD OF REVISION, et al., Appellees.

Upon consideration and upon recommendation of the Administrative Counsel, the motion is granted, and these appeals are hereby settled and dismissed. See Judgment Entry. [WRIGHT] (CANNON) (LYNCH)

2019-P-0082 STATE OF OHIO, Plaintiff-Appellee v. WILLIAM J. LEMONS,
2019-P-0083 Defendant-Appellant.
2019-P-0084
Appeals dismissed. See Judgment Entry. [WRIGHT] (CANNON) (LYNCH)

2019-P-0093 IN THE MATTER OF: M.A.S.
Judgment affirmed. See Opinion and Judgment Entry. [LYNCH] (RICE) (CANNON)
JUVENILE - permanent custody; termination of parental rights;
continuance; Juv.R. 23; appointment of counsel; R.C. 2151.352;
Juv.R. 2(Y) and 4(A); due process; cross-examination; plain error.

RELEASED
December 12, 2019

2019-T-0076 STATE OF OHIO ex rel. NEWTON FALLS EXEMPTED VILLAGE
SCHOOL DISTRICT BOARD OF EDUCATION, Relator v. RONALD
J. RICE, JUDGE, Respondent.
Petition dismissed. See Judgment Entry. [LYNCH] (WRIGHT) (CANNON)