Appellate Court Decisions –week of 6/2/25

Note: This is not a comprehensive list of every case released this week.

First Appellate District of Ohio

Nothing to report.

Second Appellate District of Ohio

Nothing to report.

Third Appellate District of Ohio

Nothing to report.

Fourth Appellate District of Ohio

Nothing to report.

Fifth Appellate District of Ohio

Nothing to report.

Sixth Appellate District of Ohio

***State v. Stratton*, 2025-Ohio-1950**

Consecutive sentences

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/6/2025/2025-Ohio-1950.pdf

Trial court erred in failing "to make the necessary findings under R.C. 2929.14(C)(4) to impose consecutive sentences." Case remanded for resentencing.

Seventh Appellate District of Ohio

Nothing to report.

Eighth Appellate District of Ohio

Nothing to report.

Ninth Appellate District of Ohio

***State v. Kinard*, 2025-Ohio-1907**

Sentencing; consecutive drive-by shooting specifications

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/9/2025/2025-Ohio-1907.pdf

Trial court erred in imposing consecutive five-year sentences for two of appellant's drive-by shooting specifications. "Drive-by specifications are not governed by division (B)(1)(a), so that division does not set forth a prison term for them. Instead, division (B)(1)(c) governs drive-by specifications. It specifies that the prison term for a drive-by specification is five years. R.C. 2929.14(B)(1)(c)(i). It also explicitly prohibits the imposition of more than one five-year prison term 'for felonies committed as part of the same act or transaction.' R.C. 2929.14(B)(1)(c)(iii). There is no dispute that [appellant's] convictions for voluntary manslaughter and felonious assault were committed as part of the same act or transaction. Accordingly, the trial court could not impose more than one five-year prison term on him for his violations of R.C. 2941.146(A). R.C. 2929.14(B)(1)(c)(iii)." Case remanded for resentencing.

Tenth Appellate District of Ohio

Nothing to report.

Eleventh Appellate District of Ohio

Nothing to report.

Twelfth Appellate District of Ohio

Nothing to report.

Supreme Court of Ohio

Nothing to report.

Sixth Circuit Court of Appeals

Nothing to report.

Supreme Court of the United States

Nothing to report.