Appellate Court Decisions –week of 11/24/25

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

First Appellate District of Ohio

***State v. Thurmond*, C-250035**

WUD/*Bruen*/under indictment

Full Decision: (No web cite as of yet).

Trial court erred when it failed to dismiss appellant's WUD case where the disability was appellant was under indictment for a drug offense. "State failed to carry its burden, as announced in *New York State Rifle & Pistol Assn. v. Bruen*, 597 U.S. 1 (2022), to show that its regulation of [appellant's] right to bear arms is consistent with this Nation's historical tradition of firearm regulation." Conviction reversed, and appellant discharged from further prosecution.

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

Nothing to report.

Seventh Appellate District of Ohio

Nothing to report.

Eighth Appellate District of Ohio

***State v. Saunders*, 2025-Ohio-5228**

Community control conditions/consecutive jail sentences

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/8/2025/2025-Ohio-5228.pdf

After appellant's first appeal resulted in a remand, ordering the trial court to impose community control sanctions instead of prison for two counts of election fraud, felonies of the fourth degree, trial court again erred when, as a condition of community control, it sentenced appellant to two six-month jail sentences to be served consecutively. Although R.C. 2929.16(A)(2) "authorizes the trial court to impose 'a term of up to six months in jail' as a community-residential sanction for each felony offense, the statute does not expressly authorize the stacking of multiple six-month jail terms to create an aggregate period of confinement exceeding six months. In *State v. Barnhouse*, 2004-Ohio-2492, the Ohio Supreme Court held that a trial court cannot impose consecutive six-month jail terms as community-control sanctions under R.C. 2929.16(A)(2). *Id.* at ¶ 1." State concedes error. Consecutive sentences vacated, and jail terms modified to run concurrently.

Ninth Appellate District of Ohio

Nothing to report.

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

***State ex rel. Gatehouse Media Ohio Holdings II, Inc. v. Columbus Police Dept.*, 2025-Ohio-5243**

Writ of mandamus/Marsy's Law/police officers

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/0/2025/2025-Ohio-5243.pdf

***Mandamus—Public-records requests—Public Records Act specifically exempts from disclosure crime-victim information that is prohibited from release under R.C. 2930.07—Police officers are persons against whom crimes can be committed and can therefore be victims under Article I, Section 10a of Ohio Constitution and R.C. 2930.07—Redaction of identifying information in bodycam and dashcam footage was proper—Writ denied*.**

Sixth Circuit Court of Appeals

Nothing to report.

Supreme Court of the United States

Nothing to report.