Appellate Court Decisions –week of 12/29/25

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

First Appellate District of Ohio

***State v. Cannon*, 2025-Ohio-5729**

Merger

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/1/2025/2025-Ohio-5729.pdf

Trial court plainly erred when it failed to merge appellant's two counts of trafficking in drugs instead of merging the counts. "[B]oth offenses were based on the sale of a single mixture of drugs and should have merged." Prosecutor had also agreed that the offenses should have merged. Case remanded for a new sentencing hearing.

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. Rogers*, 2025-Ohio-5778**

Record sealing

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

5778.pdf

Trial court erred when it denied appellant's application to seal his dismissed theft case without making "all of the determinations required under R.C. 2953.33(B)(2). The state filed a concession of error," as the court did not determine if any criminal proceedings were pending against appellant. However, COA holds that Marsy's Law applies even for the alleged victim of dismissed counts. Case remanded.

***State v. Peoples*, 2025-Ohio-5777**

Consecutive sentences

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/6/2025/2025-Ohio-5777.pdf

Convictions following guilty pleas in three separate cases affirmed. However, although trial court made all the necessary findings pursuant to R.C. 2929.14(C)(4) to support consecutive sentences, it failed to include those findings in the sentencing entries. Case remanded for limited purpose of court issuing nunc pro tunc entries to correct the clerical omission.

Seventh Appellate District of Ohio

Nothing to report.

Eighth Appellate District of Ohio

Nothing to report.

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

Nothing to report.

Sixth Circuit Court of Appeals

Nothing to report.

Supreme Court of the United States

Nothing to report.