Appellate Court Decisions - Week of 1/9/17

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

State v. Stevens, 2016-Ohio-8568

Sentencing: Post-Release Control

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/5/2016/2016-Ohio-8568.pdf

The trial court failed to inform Appellant of the consequences of violating post-release control at his sentencing. The trial court then erred in denying his motion to vacate his post-release control. Remember, don't do this until the client has finished his/her prison sentence.

Sixth Appellate District of Ohio

Nothing to report.

Seventh Appellate District of Ohio

Nothing to report.

Eighth Appellate District of Ohio

Nothing to report.

Ninth Appellate District of Ohio

State v. Purefoy, 2017-Ohio-79

Motion to Suppress

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/9/2017/2017-Ohio-79.pdf

The trial court erred in denying appellant's motion to suppress where it failed to make findings of fact regarding the suppression.

Tenth Appellate District of Ohio

Nothing to report.

Eleventh Appellate District of Ohio

Nothing to report.

Twelfth Appellate District of Ohio

State v. Tapia-Cortes, 2016-Ohio-8101

Plea Withdrawal: *Padilla*

Full Decision:
https://www.supremecourt.ohio.gov/rod/docs/pdf/12/2016/2016-Ohio-8101.pdf

The trial court abused its discretion in denying Appellant's motion to withdraw his guilty plea – and trial counsel was ineffective – because trial counsel failed to advise Appellant of the adverse immigration consequences of his guilty plea to domestic violence.

Supreme Court of Ohio

Nothing to report.

Sixth Circuit Court of Appeals

Nothing to report.

Supreme Court of the United States

Nothing to report.