

SUPREME COURT OF OHIO

State v. Pilkington

State v. Pilkington, 2021 Ohio 4119 (Ohio 2021) · No. 2020-1139 · Decided November 24, 2021

SUMMARY

The Ohio Supreme Court reversed the court of appeals' judgment in a per curiam decision, relying solely on the authority of **State v. Hubbard**, 2021-Ohio-3710, and **State v. Jarvis**, 2021-Ohio-3712. The case is a summary reversal that applies the holdings of those precedents without additional substantive analysis.

CASE DETAILS

COURT	Supreme Court of Ohio
WRITING FOR THE COURT	O'Connor; Kennedy; Fischer; DeWine; Donnelly; Stewart; Brunner
JURISDICTION	Ohio
DECIDED	November 24, 2021
DOCKET	2020-1139
DISPOSITION	reversed
PROCEDURAL POSTURE	Certified question from the Court of Appeals for Logan County, Ohio.
PRECEDENTIAL VALUE	published
PARTIES	State of Ohio v. Pilkington

TOPICS

- criminal procedure
- appellate procedure

PRACTICE AREAS

- Criminal Law
- Appellate Practice

QUESTIONS PRESENTED

- Whether the court of appeals' judgment should be reversed based on *State v. Hubbard* and *State v. Jarvis*.

HOLDINGS

- The judgment of the court of appeals is reversed on the authority of *State v. Hubbard* and *State v. Jarvis*.

KEY QUOTATIONS

“The judgment of the court of appeals is reversed on the authority of State v. Hubbard, __ Ohio St.3d __, 2021-Ohio-3710, __ N.E.3d __, and State v. Jarvis, __ Ohio St.3d __, 2021-Ohio-3712, __ N.E.3d __.” (§ 1)

FACTUAL BACKGROUND

The opinion does not provide any factual background; it is a summary reversal on the authority of two prior cases.

PROCEDURAL HISTORY

The court of appeals certified a conflict, and the Supreme Court of Ohio reversed the judgment of the court of appeals on the authority of State v. Hubbard and State v. Jarvis.

DISPOSITION

reversed

CASES CITED

- State v. Hubbard, __ Ohio St.3d __, 2021-Ohio-3710, __ N.E.3d __
- State v. Jarvis, __ Ohio St.3d __, 2021-Ohio-3712, __ N.E.3d __

OPINION

PER CURIAM.

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as State v. Pilkington, Slip Opinion No. 2021-Ohio-4119.] NOTICE This slip opinion is subject to formal revision before it is published in an advance sheet of the Ohio Official Reports. Readers are requested to promptly notify the Reporter of Decisions, Supreme Court of Ohio, 65 South Front Street, Columbus, Ohio 43215, of any typographical or other formal errors in the opinion, in order that corrections may be made before the opinion is published.

SLIP OPINION NO. 2021-OHIO-4119 THE STATE OF OHIO, APPELLANT, v. PILKINGTON, APPELLEE. [Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as State v. Pilkington, Slip Opinion No. 2021-Ohio-4119.] Court of appeals’ judgment reversed on the authority of State v. Hubbard and State v. Jarvis. (No. 2020-1139—Submitted November 10, 2021—Decided November 24, 2021.)

CERTIFIED by the Court of Appeals for Logan County, No. 8-19-58. _____ {¶ 1}
The judgment of the court of appeals is reversed on the authority of State v. Hubbard, __ Ohio St.3d __, 2021-Ohio-3710, __ N.E.3d __, and State v. Jarvis, __ Ohio St.3d __, 2021-Ohio-3712, __ N.E.3d __. O’CONNOR, C.J., and KENNEDY, FISCHER, DEWINE, DONNELLY,

STEWART, and BRUNNER, JJ., concur. _____ Eric C. Stewart, Logan County
Prosecuting Attorney, for appellant. _____

Retrieved from lawtools.ai · <https://lawtools.ai/cases/state/ohio-supreme-court-of-ohio/2021/state-v-pilkington-psp1mm9j>