



FOR IMMEDIATE RELEASE:

September 26, 2017

MEDIA CONTACT:

Antionette M. Goff
(614) 488-7924, Ext.608
agoff@oblic.com

OHIO SUPREME COURT CASE UPDATE

COLUMBUS OHIO, September 26, 2017 - Here are recent Ohio Supreme Court cases that may be of interest: **State v. Morgan**, [Slip Opinion No. 2017-Ohio-7565](#) Â Held that when a juvenile whose parents are deceased appears at an amenability hearing, a GAL must be appointed as mandated by R.C. 2151.281(A)(1) and Juv. R. 4(B)(1).Â Further, in a matter of first impression, Â the Court held that the criminal plain-error standard should apply when errors that are not preserved arise in juvenile-delinquency proceedings. **Stewart v. Vivian**, Â [Slip Opinion No. 2017-Ohio-7526](#) Â In a case certified to the Supreme Court to resolve a split among Ohio appeals courts, the Court found that a health care provider's statement of apology per R.C. 2317.43 cannot be admitted as evidence in a civil lawsuit against the provider. **State ex rel. Ohio Presbyterian Retirement Services**, [Slip Opinion No. 2017-Ohio-7577](#) Â On Motion for Reconsideration, the Court upheld its decision that reversed the judgment of the court of appeals, finding that if an injured worker is receiving permanent-total-disability, the Industrial Commission does not have statutory authority to award permanent-partial-disability compensation pursuant to R.C. 4123.57(A) in the same claim. **State ex rel. Camaco LLC v. Albu**, [Slip Opinion No. 2017-Ohio-7569](#)Â Reversed the judgment of the court of appeals for a VSSR award under Ohio Adm Code 4123:1-5-17(G)(1)(a)(i), holding Â that an employer does not face liability for violation of a specific safety requirement when it did not know of the specific danger requiring a safety device. If you have any questions about this or any other loss prevention topic, please contact: Gretchen Koehler Mote, Esq., Director of Loss Prevention Ohio Bar Liability Insurance Company

OBLIC is dedicated to protecting Ohio lawyers and their clients and has carried this mission for over three decades. OBLIC was incorporated on December 5, 1978 and commenced operations on September 1, 1979. The company was formed in response to an ongoing insurance crisis among Ohio attorneys. OBLIC's headquarters are located at 1650 Lake Shore Drive in Columbus, Ohio.