

CASE DECISION LIST

Court of Appeals, Eighth Appellate District

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January 21, 2021

109230 COMMON PLEAS COURT A CRIMINAL C.P.
STATE OF OHIO v CHRISTOPHER FORREST

Affirmed.

Kathleen Ann Keough, P.J., Eileen A. Gallagher, J., and Michelle J. Sheehan, J., concur.

KEY WORDS: *Plea; speedy trial; constitutional; delay; prejudice.*

Defendant's constitutional right to a speedy trial was not violated where the delay was mostly attributed to the defendant and no prejudice from the delay was shown.

109323 COMMON PLEAS COURT A CRIMINAL C.P.
STATE OF OHIO v THOMAS J. JENKINS

Affirmed.

Mary J. Boyle, A.J., Anita Laster Mays, J., and Michelle J. Sheehan, J., concur.

KEY WORDS: *Constitutionality of the Reagan Tokes Act; S.B. 201; failure to object to sentence; manifest weight of the evidence.*

Because defendant failed to object to his sentence or raise a constitutional challenge to the Reagan Tokes Act at his sentencing hearing, we decline to address his constitutional arguments raised for the first time on appeal. Jenkins's convictions were not against the manifest weight of the evidence because after independently reviewing the record, the trial court, as the factfinder, did not clearly lose its way in finding Jenkins guilty based upon the victim's testimony.

109362 COMMON PLEAS COURT E CIVIL C.P.-NOT JUV,DOM OR PRO
MIKKI SEBOLD, ET AL. v LATINA DESIGN BUILD GROUP, LLC, ET AL.

Affirmed.

Larry A. Jones, Sr., P.J., Eileen A. Gallagher, J., and Michelle J. Sheehan, J., concur.

KEY WORDS: *Motion to stay and to compel arbitration; unconscionable arbitration clause; R.C. Chapter 2711; Ohio Home Solicitation Sales Act (HSSA).*

Appellants failed to prove that the arbitration agreement was procedurally unconscionable and further failed to show that their claims fell outside of their agreement to arbitrate. There was no

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(Case 109362 continued)

abuse of discretion where the trial court granted appellees' motion to stay trial and compel arbitration.

Whether the contract is void based on a HSSA violation is left to the arbitrator, and, here, that claim is premature.

109370 COMMON PLEAS COURT A CRIMINAL C.P.
STATE OF OHIO v LATRALE NELSON TRAVIS

Affirmed.

Larry A. Jones, Sr., J., Eileen T. Gallagher, P.J., and Mary Eileen Kilbane, J., concur.

KEY WORDS: R.C. 2929.14/consecutive sentences.

The trial court engaged in the correct analysis; evidence in the record supports the imposition of consecutive sentences.

109652 COMMON PLEAS COURT A CRIMINAL C.P.
STATE OF OHIO v ADRIAN W. WHITE

Affirmed.

Mary J. Boyle, A.J., Anita Laster Mays, J., and Mary Eileen Kilbane, J., concur.

KEY WORDS: Constitutionality of the Reagan Tokes Act; S.B. 201; failure to object to sentence.

Because defendant failed to object to his sentence or raise a constitutional challenge to the Reagan Tokes Act at his sentencing hearing, we decline to address his constitutional arguments raised for the first time on appeal.