



Ohio Coalition for Open Government

ANALYSIS OF OHIO SUPREME COURT OPEN GOVERNMENT RULINGS

Current Scorecard by Justice

(Cases decided July 2010 through December 2016, excluding 11 mixed opinion cases)

About the scoring: Some cases were included in the database that are important Sunshine Law decisions but are not possible or fair to score as "pro" or "con" in favor of access. Cases with mixed results were not included in the scoring. Votes "in favor" or "not in favor" of open government could stem from numerous factors in often-complex cases. For example, a vote "not in favor" of open government could be perfectly consistent with the law as written. However, OCOG believes that differences among judges in how they read and interpret the statutes and the law may be illuminating over time. Readers are encouraged to examine the specifics of individual cases.

Only Supreme Court justices were included in these tallies. Visiting judges who ruled on Supreme Court open government cases were not included in the tallies below but are listed in the spreadsheet listing all cases.

Justice	Case votes in favor of open government	Case votes not in favor of open government	Total cases voted	Percent of pro open government votes
O'Connor	18	32	50	36%
Pfeifer	17	34	51	33%
Lanzinger	15	36	51	29%
French	16	13	29	55%
O'Neill	13	19	32	41%
O'Donnell	13	35	48	27%
Kennedy	15	13	28	54%
Lundberg Stratton	4	15	19	21%
Cupp	5	14	19	26%
McGee Brown	4	10	14	29%
Brown	3	2	5	60%

Total cases considered: 51 (mixed opinion cases excluded)

Previous Scorecard by Justice

(Cases decided July 2010 through July 2015, excluding 8 mixed opinion cases)

Justice	Votes in favor of open government	Votes not in favor of open government	Total cases voted	Percent of pro open government votes
O'Connor	12	24	36	33%
Pfeifer	12	24	36	33%
Lanzinger	10	26	36	28%
French	6	9	15	40%
O'Neill	6	11	17	35%
O'Donnell	7	27	34	21%
Kennedy	5	9	14	36%
Lundberg Stratton	4	15	19	21%
Cupp	5	14	19	26%
McGee Brown	4	10	14	29%
Brown	3	2	5	60%

Total cases considered: 36 (mixed opinion cases excluded)

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Terms of Supreme Court Justices

Justice	Years
Eric Brown	2010 – 2010
Yvette McGee Brown	2011 – 2012
Robert R. Cupp	2007 – 2013
Judith L. French	2013 – present
Sharon L. Kennedy	2012 – present
Judith Ann Lanzinger	2005 – 2016
Terrence O'Donnell	2003 – present
Maureen O'Connor	2003 – present
William M. O'Neill	2013 – present
Paul E. Pfeifer	1993 – 2016
Evelyn Lundberg Stratton	1996 – 2012

Open Government Related Decisions by Year

Year	Decisions in favor of open government	Decisions not in favor of open government	Mixed decision
2016	5	4	2
2015	8	3	1
2014	1	4	1
2013	1	6	0
2012	4	3	4
2011	0	7	2
2010	1	4	1



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1335 Dublin Road, Suite 216-B, Columbus, Ohio 43215
Tel. (614) 486-6677 • Fax (614) 486-4940