

Bond Case Briefs

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State ex rel. Fritz v. Trumbull County Board of Elections

Supreme Court of Ohio - May 27, 2021 - N.E.3d - 2021 WL 2154706 - 2021-Ohio-1828

Relators filed petition for writ of prohibition to prevent county board of elections and its members from holding special recall election to remove a member from city council, and a petition for writ of mandamus ordering the board to remove the recall election from the ballot.

The Supreme Court held that:

- Board did not exercise the quasi-judicial power needed for writ of prohibition, and
- As a matter of first impression, term “majority vote,” when applied to city council action taken by motion, means at least a majority vote of council members present at the meeting; and
- Relators were entitled to writ of mandamus ordering the board to remove issue of city member’s recall from special election ballot.