

Publications

Ohio Supreme Court: Brief Summary of *AWMS Water Solutions, LLC v. Mertz*

Related Attorneys

Thomas H. Fusonie

Gregory D. Russell

Related Services

Land Use, Zoning, Real Property
and Eminent Domain

Litigation

Related Industries

Agriculture

Energy, Utilities, Oil and Gas

AUTHORED ARTICLE | 1.30.2024

Tom Fusonie and Greg Russell, partners in the Vorys Columbus office, authored an article for the Ohio Oil & Gas Association's journal, *The Pipeline*. The article gave a brief summary of the decision for *AWMS Water Solutions, LLC v. Mertz*.

The article states:

"On January 24, the Supreme Court of Ohio issued a unanimous decision in *AWMS Water Solutions, LLC v. Mertz*, 2024-Ohio-200, (i) affirming that an injection well operator has a protected property interest in its lease that can require compensation due to a governmental taking; and (ii) requiring the court of appeals to weigh the parties' evidence to actually decide whether the state's suspension of injection operations resulted in a total or partial taking of property. OOGA participated as an amicus party in support of AWMS urging the Court to adopt this result."