

State of Ohio

v.

George Evans

Case No. 2005-1692

JUDGMENT ENTRY

APPEAL FROM THE
COURT OF APPEALS

This cause, here on appeal from the Court of Appeals for Cuyahoga County, was considered in the manner prescribed by law. On consideration thereof, this matter is remanded to the court of appeals for its further consideration in conformity with this Court's decisions in *State v. Foster*, 109 Ohio St.3d 1, 2006-Ohio-856, 845 N.E.2d 470, *State v. Mathis*, 109 Ohio St.3d 54, 2006-Ohio-855, 846 N.E.2d 1, *State v. Saxon*, 109 Ohio St.3d 176, 2006-Ohio-1245, 846 N.E.2d 824, and this case.

It is further ordered that costs are assessed pursuant to S.Ct.Prac.R XI(5) and that a mandate be sent to the Court of Common Pleas for Cuyahoga County to carry this judgment into execution and that a copy of this entry be certified to the Clerk of the Court of Appeals for Cuyahoga County for entry.

(Cuyahoga County Court of Appeals; No. 85396)

THOMAS J. MOYER
Chief Justice