

State of Ohio

v.

David Ayers

Case No. 2006-0276

JUDGMENT ENTRY

(CORRECTED)

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, the judgment of the court of appeals is reversed on the authority of *State v. Buehler*, 113 Ohio St.3d 114, 2007-Ohio-1246, ___N.E.2d___, and the cause is remanded to the court of appeals for consideration of appellee's remaining assignments of error.

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 Appeals 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. 86006)

THOMAS J. MOYER
Chief Justice