State of Ohio	Case No. 2006-2289
v.	JUDGMENT ENTRY
Daniel J. Fugate	APPEAL FROM THE COURT OF APPEALS

This cause, here on appeal from the Court of Appeals for Franklin County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is reversed and this cause is remanded, consistent with the opinion rendered herein.

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 Franklin 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 Franklin County for entry.

(Franklin County Court of Appeals; No. 06AP298)

THOMAS J. MOYER
Chief Justice