

State of Ohio

Case No. 2008-1452

v.

E N T R Y

Cleveland L. Cargile

This cause is pending before the Court as an appeal from the Court of Appeals for Cuyahoga County. Upon consideration of the motion of the Ohio Public Defender to dismiss the appeal,

It is ordered by the Court that the motion is denied, consistent with the opinion rendered herein.

It is further ordered by the Court that the Cuyahoga County Prosecuting Attorney is ordered to serve the notice of appeal on the Ohio Public Defender and to notify this Court of the date of such service. The Ohio Public Defender may file an amicus brief in support of appellee within the time allowed by rule or within 30 days of the date of service of the notice, whichever is later.

(Cuyahoga County Court of Appeals; No. 89964)

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THOMAS J. MOYER  
Chief Justice