

The Supreme Court of Ohio

State of Ohio

Case No. 2009-0825

v.

ENTRY

Sally A. Massien

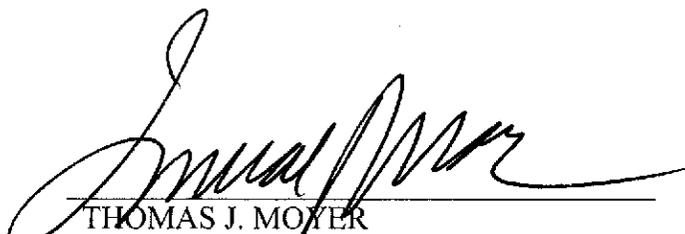
This cause is pending before the Court on the certification of a conflict by the Court of Appeals for Summit County. On review of the order certifying a conflict,

It is determined that a conflict exists. The parties are to brief the issue stated at page 2 of the court of appeals' Journal Entry filed April 24, 2009, as follows:

“Whether a nurse employed by a hospital who in the course of her employment steals drugs from the hospital hold a "position of trust" under R.C. 2929.13(B)(1)(d) thus making the nurse ineligible for intervention in lieu of conviction?”

It is further ordered by the Court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Summit County.

(Summit County Court of Appeals; No. 24369)


THOMAS J. MOYER
Chief Justice