

The Supreme Court of Ohio

FILED

AUG 26 2010

CLERK OF COURT
SUPREME COURT OF OHIO

Thomas Divo

Case No. 2010-0822

v.

JUDGMENT ENTRY

State of Ohio

APPEAL FROM THE
COURT OF APPEALS

Upon consideration of the jurisdictional memoranda filed in the case, the Court hereby accepts the appeal on Proposition of Law No. III. The judgment of the court of appeals is reversed as to the portion of the judgment that rejected constitutional challenges to the Adam Walsh Act on separation-of-powers grounds, and the cause is remanded to the trial court for further proceedings, if any, necessitated by *State v. Bodyke*, ___ Ohio St.3d, 2010-Ohio-2424, ___ N.E.2d ___.

Upon consideration of appellant's motion for stay of jurisdictional consideration,

It is ordered that the motion is denied as moot.

It is further ordered that a mandate be sent to the Court of Common Pleas for Hamilton 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 Hamilton County for entry.

(Hamilton County Court of Appeals; No. C090396)



ERIC BROWN
Chief Justice