

FILED

DEC 06 2012

CLERK OF COURT  
SUPREME COURT OF OHIO

# The Supreme Court of Ohio

State of Ohio

v.

Donny A. Howard

Case No. 2011-2126

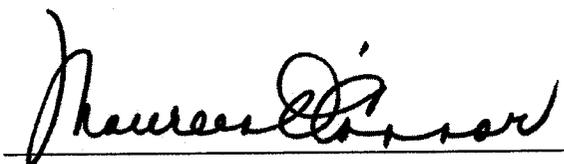
JUDGMENT ENTRY

APPEAL FROM THE  
COURT OF APPEALS

This cause, here on appeal from the Court of Appeals for Montgomery County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is reversed and the cause is remanded to the trial court for resentencing as a third-degree felony, consistent with the opinion rendered herein.

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

(Montgomery County Court of Appeals; No. 24680)



Maureen O'Connor  
Chief Justice