

The Supreme Court of Ohio

FILED

MAY 28 2014

CLERK OF COURT
SUPREME COURT OF OHIO

State of Ohio

Case No. 2014-0563

v.

ENTRY

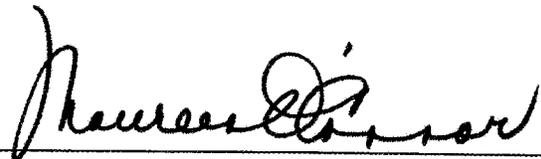
Edward A. South

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 1 of the court of appeals' Judgment Entry filed March 17, 2014, as follows:

“When a defendant is convicted of a R.C. 2941.1413 specification, does Ohio's OVI statute, R.C. 4511.19 prevail so that a five year sentence can be imposed for a third degree felony OVI or does R.C. 2929.14(A) require that the maximum sentence that can be imposed is three years?”

It is 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. 26967)



Maureen O'Connor
Chief Justice