

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,

:

Plaintiff-Appellee,

:

Case No.

07 - 0064

-vs-

:

JAMES CONWAY, III,

:

Defendant-Appellant.

:

THIS IS A DEATH PENALTY CASE

APPEAL FROM THE COURT OF APPEALS
FRANKLIN COUNTY, CASE NO. 05AP-550

NOTICE OF APPEAL

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COUNSEL FOR DEFENDANT-APPELLANT

JAN 12 2007

MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

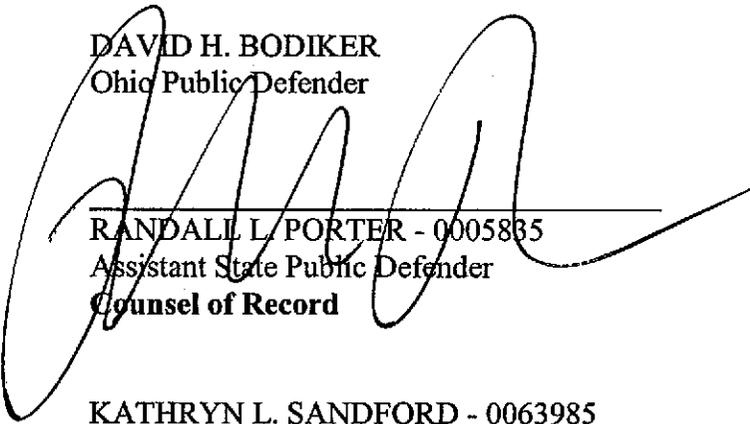
NOTICE OF APPEAL

Appellant James Conway, III hereby gives notice of appeal to the Supreme Court of Ohio from the judgment of the Franklin County Court of Appeals, Tenth Judicial District, entered in Court of Appeals Case No. 05APA-550 on November 28, 2006.

This case involves the denial of Appellant's capital post-conviction petition and appeal in which he sought relief from his convictions and death sentence. Appellant now claims an appeal of right as this case involves the affirmance of the death penalty, raises substantial constitutional questions, and involves a felony. See Sup. Ct. R. Prac. II, Sections 1(A)(1), (2) and (3).

Respectfully submitted,

DAVID H. BODIKER
Ohio Public Defender



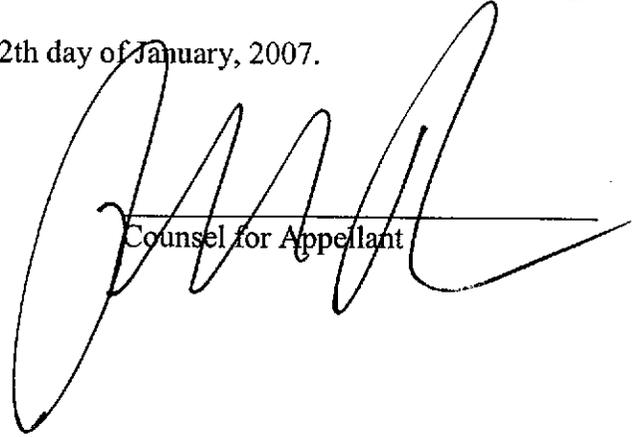
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing NOTICE OF APPEAL was forwarded by regular U.S. mail to Steven Taylor, Assistant Franklin County Prosecuting Attorney, 373 S. High Street, 14th Floor, Columbus, OH 43215, on the 12th day of January, 2007.



Counsel for Appellant