

APPENDIX E. CASE INFORMATION STATEMENT

In The Supreme Court of Ohio

Case Information Statement

Case Name:

State of Ohio V. Charles Imburgia

Case No.:

07-0500

I. Has this case previously been decided or remanded by this Court? Yes [ ] No [X]

If so, please provide the Case Name:

Case No.:

Any Citation:

II. Will the determination of this case involve the interpretation or application of any particular case decided by the Supreme Court of Ohio or the Supreme Court of the United States? Yes [ ] No [X]

If so, please provide the Case Name and Citation:

Will the determination of this case involve the interpretation or application of any particular constitutional provision, statute, or rule of court? Yes [X] No [ ]

If so, please provide the appropriate citation to the constitutional provision, statute, or court rule, as follows:

U.S. Constitution: Article 5, 6, 14 Section Ohio Revised Code: R.C. 2950.09
Ohio Constitution: Article 1 Section 5/0416 Court Rule: Crim. R. 11
United States Code: Title Section Ohio Admin. Code: O.A.C.

III. Indicate up to three primary areas or topics of law involved in this proceeding (e.g., jury instructions, UM/UIM, search and seizure, etc.):

- 1) knowingly, intelligently, voluntarily made plea
2) being informed of penalty prior to accepting plea
3) Unconstitutional judicial fact finding during sexual predator hearing.

IV. Are you aware of any case now pending or about to be brought before this Court that involves an issue substantially the same as, similar to, or related to an issue in this case? Yes [ ] No [X]

If so, please identify the Case Name:

Case No.:

Court where Currently Pending:

Issue:

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MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

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