

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, :
Appellee, :
-vs- : Case No.: 05-192
FREDERICK A. MUNDT, : **This is a capital case.**
Appellant. :

ON APPEAL FROM THE COURT OF
COMMON PLEAS OF NOBLE COUNTY
CASE NO. 204-2002

NOTICE OF ADDITIONAL AUTHORITY OF APPELLANT FREDERICK A. MUNDT

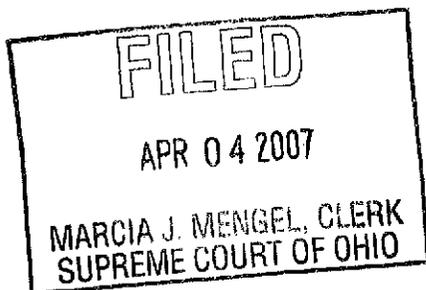
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Pursuant to Practice Rule IX § 8, Appellant, through counsel, submits the following authorities in support of oral argument, scheduled for April 17, 2004.

1. White v. Mitchell, 431 F.3d 517 (2005); denial of rehearing en banc by the 6th Circuit Court of Appeals, White v. Mitchell, 2006 U.S. App. LEXIS 10605 (6th Cir. Apr. 21, 2006); denial of certiorari by the U.S. Supreme Court White v. Houk, ___ U.S. ___, 127 S. Ct. 581 (2006).
2. Spisak v. Mitchell, 465 F.3d 684, (2006).
3. Arizona v. Fulminante, 499 U.S. 279 (1991).

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the NOTICE OF AUTHORITY OF APPELLANT FREDERICK A. MUNDT was forwarded by regular U.S. Mail to Robert B. Watson, Noble County Prosecutor, 409 Poplar Street, Suite A, Caldwell, Ohio 43724 and Heather L. Gosselin, Special Assistant Prosecutor, Capital Crimes Section, 30 East Broad Street, 23rd Floor, Columbus, Ohio 43215 on this 4th day of April, 2007.



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