

# In The Supreme Court of Ohio

## Case Information Statement

Case Name:

IN RE: L.A.B.

Case No.:

07-0895

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

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

If so, please provide the Case Name and Citation: *State v. Brooke*, 113 Ohio St. 3d 199; 2007 Ohio 1533; *State v. Gibson* (1976), 45 Ohio St. 2d 366, 345 N.E.2d 399; *In re Gault* (1967), 387 U.S. 1, 87 S. Ct. 1428, 18 L. Ed. 2d 527.

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

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

U.S. Constitution: Amendments: 5<sup>th</sup>, 6<sup>th</sup>, 14<sup>th</sup>

Ohio Revised Code: R.C. 2151.352

Ohio Constitution: Article I, Sections 10, 16

Court Rule: Juvenile Rules 29, 35, 40

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) Child's right to counsel in a juvenile probation revocation proceeding.
- 2) Waiver of right to counsel in a juvenile probation revocation proceeding.
- 3) Waiver of right to counsel in a juvenile proceeding before a magistrate where the child does not file objections to the magistrate's decision pursuant to Juv.R.40.

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

If so, please identify the Case Name: *In re Spears*, Licking App. No. 2005 CA 93, 2006-Ohio-1920

Case No.: 2006-1074

Court where Currently Pending: The Supreme Court of Ohio

Issue: Right to counsel and waiver of right to counsel in juvenile court.

Contact information for appellant or counsel:

Amanda J. Powell 0076418  
Name Atty.Reg. #

Assistant State Public Defender  
Address  
8 East Long Street - 11<sup>th</sup> Floor

Columbus, Ohio 43215  
City State Zip Code

614-466-5394  
Telephone #

Signature of appellant or counsel

Counsel for: L.A.B.

614-752-5167  
FILED  
MAY 14 2007  
MARCIA J MENGEL, CLERK  
SUPREME COURT OF OHIO