

In The Supreme Court of Ohio

Case Information Statement

Case Name: State of Ohio v. Brian L. Balderson	Case No.: 07-1203
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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: Hernandez v. Kelly, 108 Ohio St.3d 395, 2006-Ohio-126

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, 14, Section **Ohio Revised Code:** R.C. 2953.08(B)(2)
Ohio Constitution: Article One, Section 10 **Court Rule:** _____
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) Illegal sentences: void or voidable
- 2) Double Jeopardy
- 3) Postrelease control

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: State v. Simpkins

Case No.: Ohio Supreme Court No. 07-0052

Court where Currently Pending: Ohio Supreme Court

Issue: Postrelease control; void sentences; Double Jeopardy

Contact information for appellant or counsel:

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CLERK OF COURT
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