

IN THE SUPREME COURT OF OHIO

STATE OF OHIO

CASE NO. 07- **07-2232**

Plaintiff-Appellant,

ON APPEAL FROM THE  
MONTGOMERY COUNTY COURT  
OF APPEALS, SECOND  
APPELLATE DISTRICT

VS.

KEVIN PETERSON

COURT OF APPEALS  
CASE NO: 22008

Defendant-Appellee.

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NOTICE OF APPEAL OF APPELLANT, STATE OF OHIO

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**MATHIAS H. HECK, JR.**

PROSECUTING ATTORNEY

By **MARK J. KELLER** (COUNSEL OF RECORD)  
REG. NO. 0078469

Assistant Prosecuting Attorney

Montgomery County Prosecutor's Office

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**COUNSEL FOR APPELLANT, STATE OF OHIO**

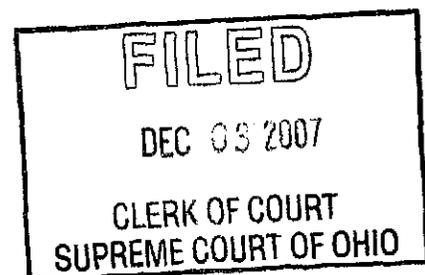
**DANIEL J. O'BRIEN**

1210 Talbott Tower

131 North Ludlow Street

Dayton, OH 45402

**COUNSEL FOR APPELLEE, KEVIN PETERSON**



**NOTICE OF APPEAL OF APPELLANT, STATE OF OHIO**

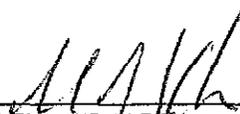
Appellant, State of Ohio, through the Office of the Prosecuting Attorney for Montgomery County, hereby gives notice of appeal to the Supreme Court of Ohio, from the judgment of the Montgomery County Court of Appeals, Second Appellate District, entered in *State of Ohio v. Kevin Peterson.*, Case No. 22008 on October 19, 2007.

This case presents a question of public or great general interest.

Respectfully submitted,

**MATHIAS H. HECK, JR.**  
PROSECUTING ATTORNEY

BY

  
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**MARK J. KELLER**

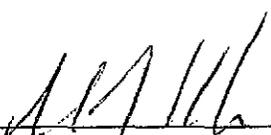
REG NO. 0078469

Assistant Prosecuting Attorney  
APPELLATE DIVISION

COUNSEL FOR APPELLANT,  
STATE OF OHIO

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this notice of appeal was sent by first class mail on this 3<sup>rd</sup> day of December, 2007, to the following: Daniel J. O'Brien, 1210 Talbott Tower, 131 North Ludlow Street, Dayton, OH 45402 and David H. Bodiker, Ohio Public Defender Commission, 8 East Long Street – 11<sup>th</sup> Floor, Columbus, OH 43266-0587.

  
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