

In the
Supreme Court of Ohio

CITY OF LIMA, OHIO, : Case No. **08-0128**
: :
Plaintiff-Appellee, : :
: :
v. : :
: :
STATE OF OHIO, : :
: :
Defendant-Appellant. : :
: :
:

**NOTICE OF APPEAL OF DEFENDANT-APPELLANT
STATE OF OHIO**

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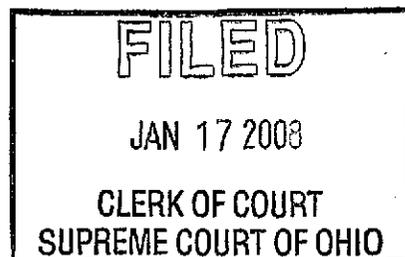
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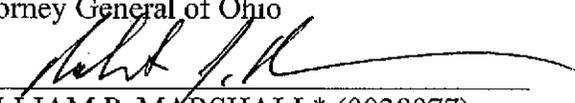


NOTICE OF APPEAL OF DEFENDANT-APPELLANT STATE OF OHIO

Defendant-Appellant State of Ohio gives notice of its claimed appeal of right and discretionary appeal to this Court, pursuant to Ohio Supreme Court Rules II(A)(2) and (3), from a Judgment Entry of the Allen County Court of Appeals, Third Appellate District, journalized in Case No. 1-07-21, *City of Lima v. State of Ohio*. That Judgment Entry was stamped "Filed" on December 3, 2007. The Judgment Entry and Opinion are attached to the Appellant-Defendant State of Ohio's Memorandum in Support of Jurisdiction. Reasons for this claimed appeal of right and discretionary appeal, including the substantial constitutional question and the great public and general interest involved in this case, are fully set forth in the accompanying Memorandum in Support of Jurisdiction.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Appeal of Defendant-Appellant State of Ohio was served by U.S. mail this 17th day of January, 2008, upon the following counsel:

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