

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,	:	No. 2007-1640
Appellant,	:	
v.	:	On Appeal from the
RITA RODDY,	:	Cuyahoga County Court of Appeals,
	:	Eighth Appellate
Appellee.	:	District, Case No. 88759

APPELLEE'S NOTICE OF ADDITIONAL AUTHORITY

WILLIAM MASON (0037540)
 Cuyahoga County Prosecutor
 MATTHEW E. MEYER (0075253)
 Assistant Prosecuting Attorney (of record)
 MICHAEL E. GRAHAM (0078000)
 Assistant Prosecuting Attorney

1200 Ontario 9th Floor
 Cleveland, Ohio 44113
 216/443-7800
 216/443-7806 (fax)
 Counsel for Appellant State of Ohio

ROBERT L. TOBIK (0029286)
 Cuyahoga County Public Defender
 JOHN MARTIN (0020606)
 Assistant Public Defender (of record)

1200 West Third Street
 100 Lakeside Place
 Cleveland, Ohio 44113-1569
 216/443-7583
 216/443-3632 (fax)
 Counsel for Appellee Rita Roddy

WILLIAM P. MARSHALL (0038077) (of record)
 Solicitor General
 KELLY A. BORCHERS (0081254)
 Assistant Solicitor
 30 E. Broad St., 17th Floor
 Columbus, Ohio 43215
 614/466-8980
 614/466-5087 (fax)
wmarshall@ag.state.oh.us

Counsel for Amicus Curiae
 Ohio Attorney General

JASON A. MACKE (0069870)
 Office of the Ohio Public Defender

8 E. Long St., 6th Floor
 Columbus, Ohio 43215
 614/466-5394
 614/728-8091 (fax)
mackej@opd.ohio.gov

Counsel for Amicus Curiae
 Ohio Public Defender

FILED
 OCT 01 2008
 CLERK OF COURT
 SUPREME COURT OF OHIO

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,	:	No. 2007-1640
Appellant,	:	
v.	:	On Appeal from the
	:	Cuyahoga County Court of
RITA RODDY,	:	Appeals, Eighth Appellate
	:	District, Case No. 88759
Appellee.	:	

APPELLEE'S NOTICE OF ADDITIONAL AUTHORITY

Pursuant to S.Ct. R. IX, Section 8, Appellee hereby notifies this Honorable Court of his desire to discuss during oral argument the following additional authority.

Ahmad v. AK Steel Corp., Slip Opinion No. 2008-Ohio-4082, at par. 3.

State v. Payne, 114 Ohio St.3d 502, 2007-Ohio-4642, at par. 11.

Westfield Ins. Co. v. Galatis, 100 Ohio St.3d 216, 2003-Ohio-5489, at par. 48.

Finally, appellee notes that both parties have already cited *State v. Bistricky* (1990), 51 Ohio St.3d 157; undersigned counsel will be prepared to discuss what issues were briefed in that case by the litigants.

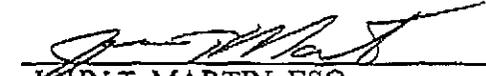
Respectfully submitted,



JOHN T. MARTIN, ESQ.
Assistant Public Defenders

CERTIFICATE OF SERVICE

On this 1st day of October, 2008, a copy of the foregoing Notice was hand-delivered upon William Mason, Cuyahoga County Prosecutor and or a member of his staff, The Justice Center - 9th Floor, 1200 Ontario Street, Cleveland, Ohio 44113, and was mailed to Kelly A. Borchers, Assistant Solicitor, 30 E. Broad St., 17th Floor, Columbus, Ohio 43215, and to Jason Macke, Assistant State Public Defender, 8 East Long Street, 11th Floor, Columbus, Ohio 43215.



JOHN T. MARTIN, ESQ.