

IN THE
SUPREME COURT OF OHIO

STATE OF OHIO, : NO. **08-2047**
 :
 Plaintiff-Appellant, : On Appeal from the Hamilton County
 : Court of Appeals, First Appellate
 vs. : District
 :
 TOBY PALMER, : Court of Appeals
 : Case Number C-010583
 :
 Defendant-Appellee. :

NOTICE OF APPEAL OF APPELLANT, STATE OF OHIO

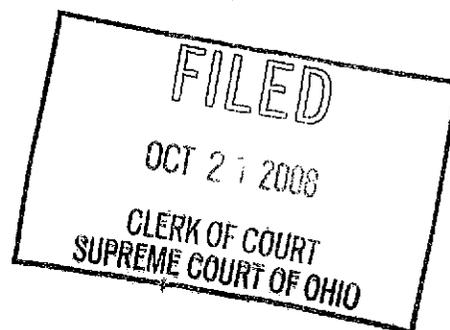
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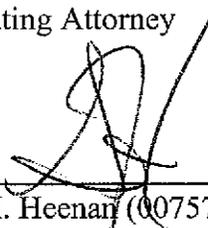
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 Plaintiff-Appellant, :
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 vs. :
 : NOTICE OF APPEAL OF
 TOBY PALMER, : APPELLANT, STATE OF OHIO
 :
 Defendant-Appellee. :

Appellant, State of Ohio, hereby gives notice of appeal to the Supreme Court of Ohio from the judgment of the Hamilton County Court of Appeals, First Appellate District, entered in Court of Appeals case number C-010583 rendered on September 12, 2008. This case involves a substantial constitutional question and is of public or great general interest.

Respectfully,

Joseph T. Deters, 0012084P
Prosecuting Attorney

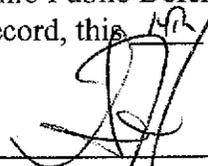


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PROOF OF SERVICE

I hereby certify that I have sent a copy of the foregoing Notice of Appeal, by United States mail, addressed to Theresa G. Haire, attorney at law, Ohio Public Defender's Office, 8 East Long Street, 11th Floor, Columbus, Ohio 43215, counsel of record, this 14th day of October 2008.



Scott M. Heenan (0075734P)
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