

ORIGINAL

NO. **09-1196**

IN THE SUPREME COURT OF OHIO

APPEAL FROM  
THE COURT OF APPEALS FOR CUYAHOGA COUNTY, OHIO  
NO. 91429

STATE OF OHIO,  
Plaintiff-Appellant

-vs-

LARRY BESS  
Defendant-Appellee

NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO

Counsel for Plaintiff-Appellant

**WILLIAM D. MASON**  
Cuyahoga County Prosecutor

**T. ALLAN REGAS (0067336)**  
Assistant Prosecuting Attorney  
The Justice Center  
1200 Ontario Street  
Cleveland, Ohio 44113  
(216) 443-7800

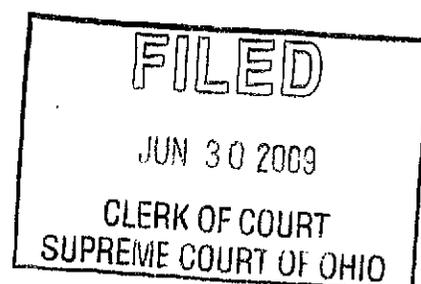
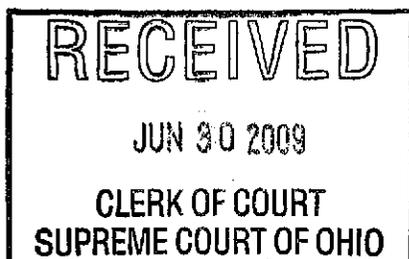
Counsel for Defendant-Appellee

**DAVID DOUGHTEN**  
4403 St. Clair Avenue  
Cleveland, Ohio 44103

Defendant-Appellee

**LARRY BESS A544857**  
Hocking Correctional Facility  
P.O. Box 59, 16759 Snake Hollow Road  
Nelsonville, Ohio 45764

**OFFICE OF THE OHIO PUBLIC DEFENDER**  
250 East Broad Street, 14<sup>th</sup> Floor  
Columbus, Ohio 43215



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**NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO**

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Now comes the State of Ohio and hereby gives Notice of Appeal to the Supreme Court of Ohio from a judgment and final order of the Court of Appeals for Cuyahoga County, Ohio, Eighth Judicial District, journalized May 26, 2009, which affirmed the decision of the trial court.

Said cause did not originate in the Court of Appeals and involves a felony.

Respectfully submitted,

WILLIAM D. MASON  
CUYAHOGA COUNTY PROSECUTOR

By:

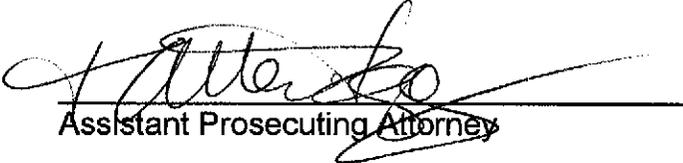


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T/ ALLAN REGAS (0067336)  
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216.443.7800

**SERVICE**

A copy of the foregoing Notice of Appeal has been mailed this 29<sup>th</sup> day of June 2009, to David L. Doughten, 4403 St. Clair Avenue, Cleveland, Ohio 44103 and to Larry Bess, A544857, Hocking Correctional Facility, P.O. Box 59, 16759 Snake Hollow Road, Nelsonville, Ohio 45764 and to the Office of the Ohio Public Defender, 250 East Broad Street, 14<sup>th</sup> Floor, Columbus, Ohio 43215.

  
Assistant Prosecuting Attorney