

ORIGINAL

IN THE SUPREME COURT OF OHIO

09-1198

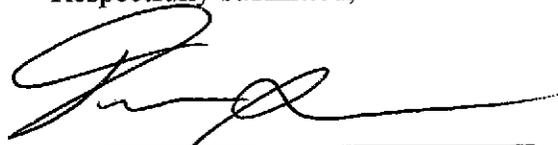
STATE OF OHIO,)
)
 Plaintiff-Appellee,)
)
 v.)
)
 JERMAINE BAKER,)
)
 Defendant-Appellant)

OSC CASE
MOTION TO APPOINT
COUNSEL FOR INDIGENT
CRIMINAL DEFENDANT
 Ninth District Court of Appeals Case
 Summit County App. 23713, Trial Court
 Case, Summit CR 2006-09-3464(A)

Now comes Defendant-Appellant, by and through counsel, and asks this Court to appoint attorney Donald Gallick as his appellate counsel to litigate the instant certified conflict appeal. On June 24, 2009, the Ninth District Court of Appeals certified that a true legal conflict exists in the case sub judice. Appellant Jermaine Baker is also an indigent criminal defendant and unable to pay an attorney to litigate this certified conflict appeal. A journal entry with a finding of indigency is being contemporaneously provided to this Court's clerk of courts.

Counsel asks this Court to appoint Donald Gallick as counsel in the instant case to protect the public interest of not discouraging effective legal representation for indigent criminal defendants.

Respectfully submitted,



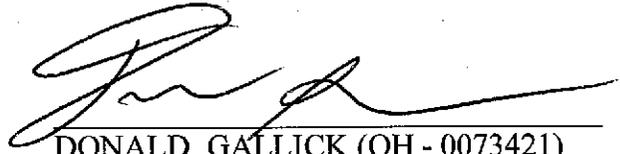
DONALD GALICK (OH - 0073421)
 ATTORNEY FOR APPELLANT
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 Akron, Ohio 44304
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RECEIVED
 JUN 30 2009
 CLERK OF COURT
 SUPREME COURT OF OHIO

FILED
 JUN 30 2009
 CLERK OF COURT
 SUPREME COURT OF OHIO

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of this Motion to Appoint Counsel was sent by regular U.S. mail to the Office of the Summit County Prosecutor, at 53 University Avenue, Akron, Ohio 44308 on this twenty-seventh day of June, 2009.

A handwritten signature in black ink, appearing to read 'Donald Gallick', written over a horizontal line.

DONALD GALLICK (OH - 0073421)
ATTORNEY FOR DEFENDANT