

ORIGINAL

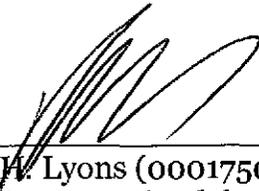
IN THE SUPREME COURT OF OHIO

STATE OF OHIO,	:	Case No. 2009-1183
Appellee,	:	On Appeal from the Hamilton
	:	County Court of Appeals, First
v.	:	Appellate District
MARK A. FISHER,	:	Court of Appeals
	:	Case No. C-0800497
Appellant.	:	

CITATION OF ADDITIONAL AUTHORITY BY APPELLANT MARK A. FISHER

Appellant hereby provides the Court with a citation to a case that was not decided prior to the deadline for filing appellant's jurisdictional memorandum. This case involves a matter of law, argued before the trial court but not raised on direct appeal: *Melendez-Diaz v. Massachusetts*, 557 U.S. \_\_\_\_ (2009). Case No. 07-591, Supreme Court of the United States.

**FILED**  
 AUG 07 2009  
 CLERK OF COURT  
 SUPREME COURT OF OHIO

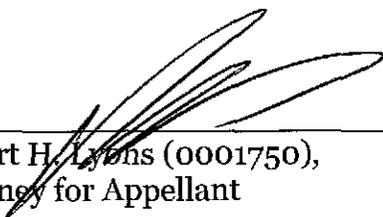
  
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 Counsel for Appellant

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing upon Joseph T. Deters, Esq., Prosecuting Attorney, Hamilton County, Ohio, 230 E. Ninth Street.

**RECEIVED**  
 AUG 07 2009  
 CLERK OF COURT  
 SUPREME COURT OF OHIO

Suite 4000, Cincinnati, Ohio 45202, by ordinary U.S. Mail this 5th day of  
August, 2009.



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Robert H. Lyons (0001750),  
Attorney for Appellant