

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO)
)
 Plaintiff-Appellant)
)
 v.)
)
 STEVEN JOHNSON)
)
 Defendant-Appellee)

CASE NO: 09-1469
 On Appeal from the Cuyahoga
 County Court of Appeals
 Eighth Appellate District
 Court of Appeals
 Case No. CA-91701

NOTICE OF APPEAL OF APPELLANT STATE OF OHIO

WILLIAM D. MASON (0037540)

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COUNSEL FOR APPELLEE, Steven Johnson

FILED
 AUG 13 2009
 CLERK OF COURT
 SUPREME COURT OF OHIO

NOTICE OF APPEAL OF APPELLANT STATE OF OHIO

Appellant, State of Ohio, hereby gives notice of appeal to the Supreme Court of Ohio from the judgment of the Cuyahoga County Court of Appeals, Eighth Appellate District, entered in *State v. Johnson* Appeals Case No. 91701, Cuyahoga Common Pleas Case number CR-509170, on July 6, 2009.

This appeal raises a substantial constitutional question, involves a felony, or a question of public or great general interest and invokes this Court's discretionary authority under Art. IV, § 2(B)(2)(e) and S.Ct. R. II Section 1 (A)(2) and (3).

Respectfully submitted,
WILLIAM D. MASON (0037540)



By: Thorin Freeman (0079999)
Counsel of Record
COUNSEL FOR APPELLANT
STATE OF OHIO

CERTIFICATE OF SERVICE

I certify that a copy of this Notice of Appeal was sent by ordinary U.S. mail, postage prepaid, to counsel for Appellee John Martin and Cullen Sweeney 310 Lakeside Ave. Cleveland Ohio 44113 and the Ohio Public Defender 8 East Long Street 11th Floor Columbus Ohio 43215 on this 11 day of August, 2009.



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