

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, )  
)  
Plaintiff-Appellant, )  
)  
v. )  
)  
ARTEM L. FELDMAN, )  
)  
Defendant-Appellee. )

Case No. 09-1987  
On Appeal from the  
Lake County Court of Appeals,  
Eleventh Appellate District  
  
Court of Appeals Case No. 2009-L-052

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**NOTICE OF PENDING MOTION TO CERTIFY A CONFLICT  
PURSUANT TO S.CT.PRAC.R. IV, SECTION (4)(A)**

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COUNSEL FOR APPELLEE, ARTEM L. FELDMAN

FILED  
OCT 30 2009  
CLERK OF COURT  
SUPREME COURT OF OHIO

Appellant State of Ohio gives notice to the Supreme Court of Ohio, pursuant to S.Ct.Prac.R. IV, Section (4)(A), that a timely motion for a certified conflict was filed in the above-captioned case on October 27, 2009.

Respectfully submitted,

By: Charles E. Coulson (0008667)  
Lake County Prosecuting Attorney

By:   
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Teri R. Daniel (0082157)  
Assistant Prosecuting Attorney  
Counsel of Record

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**PROOF OF SERVICE**

A copy of the foregoing Notice of Appeal was sent by regular U.S. Mail, postage prepaid, to counsel for the appellee, Rhys B. Cartwright-Jones, Esquire, Attorney & Counselor At Law, 100 Federal Pl. East, Suite 101, Youngstown, OH 44503-1810, and, pursuant to S.Ct.R. XIV, Section 2, the Ohio Public Defender, Timothy Young, 250 East Broad Street, Suite 1400, Columbus, Ohio 43215, on this 29<sup>th</sup> day of October, 2009.



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Teri R. Daniel (0082157)  
Assistant Prosecuting Attorney

TRD/klb