

**IN THE SUPREME COURT OF OHIO**

ORIGINAL

STATE OF OHIO,	)	Case No. 2009-1987
	)	
Plaintiff-Appellee,	)	On Appeal from the
	)	Lake County Court of Appeals,
v.	)	Eleventh Appellate District
	)	
ARTEM L. FELDMAN,	)	
	)	Court of Appeals Case No. 2009-L-052
Defendant-Appellant.	)	

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**NOTICE OF COURT OF APPEALS'S DECISION ON  
MOTION FOR A STAY OF EXECUTION OF JUDGMENT**

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CHARLES E. COULSON (0008667)  
PROSECUTING ATTORNEY  
LAKE COUNTY, OHIO

Teri R. Daniel (0082157) (COUNSEL OF RECORD)  
ASSISTANT PROSECUTING ATTORNEY  
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**FILED**  
NOV 05 2009  
CLERK OF COURT  
SUPREME COURT OF OHIO

COUNSEL FOR APPELLANT, STATE OF OHIO

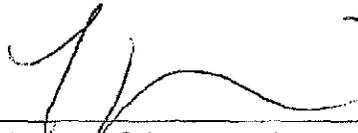
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COUNSEL FOR APPELLEE, ARTEM B. FELDMAN

Now comes the State of Ohio, by and through Charles E. Coulson, Lake County Prosecuting Attorney, and Teri R. Daniel, Assistant Prosecuting Attorney, and respectfully informs this Court that the State's motion for stay of execution of judgment, filed with the Eleventh District Court of Appeals, has been temporarily granted until December 7, 2009, or until this Court rules on the stay filed by the State in the above-captioned case, whichever occurs first. A copy of the judgment entry is attached hereto.

Respectfully submitted,

CHARLES E. COULSON (0008667)  
PROSECUTING ATTORNEY



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Teri R. Daniel (0082157)  
ASSISTANT PROSECUTING ATTORNEY  
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**PROOF OF SERVICE**

A copy of the foregoing Notice, was sent by regular U.S. Mail, postage prepaid, to counsel for the appellee, Rhys B. Cartwright-Jones, Esquire, 100 Federal Pl. East, Suite 101, Youngstown, OH 44503-1810, on this 5<sup>th</sup> day of November, 2009.

  
\_\_\_\_\_  
Teri R. Daniel (0082157)  
Assistant Prosecuting Attorney

STATE OF OHIO )  
 ) SS. IN THE COURT OF APPEALS  
 COUNTY OF LAKE ) ELEVENTH DISTRICT

STATE OF OHIO,

Plaintiff-Appellee,

- vs -

ARTEM L. FELDMAN,

Defendant-Appellant.

FILED  
 COURT OF APPEALS JUDGMENT ENTRY  
 NOV 04 2009  
 BEN G. KELLY  
 CLERK OF COURT  
 COUNTY OHIO  
 CASE NO. 2009-L-052

This matter is before this court upon appellee, State of Ohio's, motion to stay the execution of this court's October 23, 2009 decision pending appeal to the Supreme Court of Ohio.

Upon consideration, it is ordered that the motion is granted to the extent that execution of this court's decision and mandate of October 23, 2009, is hereby stayed until December 7, 2009, or until the Supreme Court of Ohio rules upon any stay request filed by appellee in that court, whichever occurs first.

It is further ordered that this temporary stay will dissolve at the end of business on December 7, 2009, or until the Supreme Court of Ohio rules upon any stay request filed by appellee in that court, whichever occurs first.

*Mary Jane Trapp*  
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 PRESIDING JUDGE MARY JANE TRAPP

CYNTHIA WESTCOTT RICE, J.,

COLLEEN MARY O'TOOLE, J.,

concur.