

IN THE SUPREME COURT OF OHIO

09-2131

STATE OF OHIO)
)
 Plaintiff-Appellant)
)
 v.)
)
 WELTON CHAPPELL)
)
 Defendant-Appellee)

CASE NO: _____
 On Appeal from the Cuyahoga
 County Court of Appeals
 Eighth Appellate District
 Court of Appeals
 Case No. CA-92455

NOTICE OF APPEAL OF APPELLANT STATE OF OHIO

WILLIAM D. MASON (0037540)

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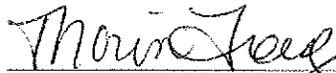
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NOTICE OF APPEAL OF APPELLANT STATE OF OHIO

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. Chappell* Appeals Case No. 92455, Cuyahoga Common Pleas Case number CR-495988, on October 22, 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 Joseph McGinness 6100 Rockside Woods, North Suite 210 Cleveland Ohio 44131 and the Ohio Public Defender 250 East Broadstreet Street Suite 1400 Columbus Ohio 43215 on this 20th day of November, 2009.



Thorin Freeman (0079999)
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