

ORIGINAL

IN THE SUPREME COURT OF OHIO

In The Matter Of:

10-0180

C.B.

On Appeal from the Cuyahoga
County Court of Appeals,
Eighth Appellate District

Court of Appeals
Case No. 92775

JOINT NOTICE OF APPEAL OF
APPELLANT GUARDIAN AD LITEM THOMAS KOZEL
AND
APPELLANT C.B.

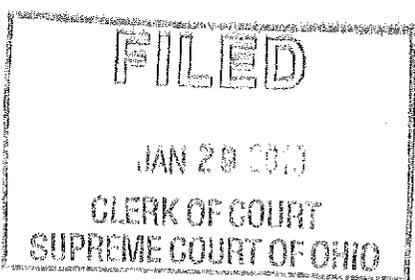
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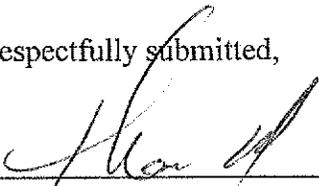
Joint Notice of Appeal of Appellant
Guardian ad litem Thomas Kozel
And
Appellant C.B.

Appellant Guardian ad litem Thomas Kozel and Appellant C.B. hereby give notice of appeal to the Supreme Court of Ohio from the judgment of the Cuyahoga County Court of Appeals, Eighth Appellate District, filed in the Court of Appeals Case No. 92775 on December 16, 2009 (which is attached and marked Exhibit A).

This case is one of public or great general interest, and involves whether or not a Guardian ad litem can appeal the trial court's decision to deny the agency's permanent custody motion and whether a child can appeal the trial court's ruling when the child is placed in the legal custody of her father when the Guardian ad litem strongly believes that neither decision is in the child's best interests.

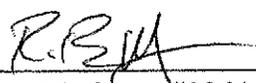
This case is distinguishable from *In re: Adams*, 115 Ohio St.3d 86, 2007-Ohio-4840, Syllabus, which was relied upon by the Court of Appeals for its dismissal of the child's appeal and does not involve an agency's appeal of the denial of permanent custody.

Respectfully submitted,



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Guardian ad litem for Caroline Bartok

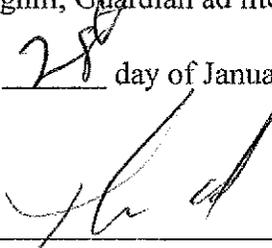


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Attorney for Child

CERTIFICATE OF SERVICE

A copy of the foregoing **Joint Notice of Appeal of Appellant Guardian ad litem Thomas Kozel and Appellant C.B.** was sent via ordinary U.S. mail to, James Price, Assistant Prosecutor, 8111 Quincy Ave., Rm 341, Cleveland, OH 44104, Greg Millas, Assistant Prosecutor, 8111 Quincy Ave., Rm 341, Cleveland, OH 44104, Dale M. Hartman, Attorney for Father, 12195 South Green Rd., University Heights, OH 44121, Carla Golubovic, Guardian ad litem for Mother, P.O. Box 29127, Parma, OH 44129, Betty Farley, Attorney for Mother, 1801 E. 12th St., Ste. 211, Cleveland, OH 44114, and George Coghill, Guardian ad litem for Father, 10211 Lake Shore Blvd., Bratenahal, OH 44108 on this 28th day of January, 2010.



Thomas Kozel
R. Brian Moriarty

**DOCUMENT NOT SCANNED
PURSUANT TO SUPERINTENDENCE
RULE 45**