

ORIGINAL

BEFORE THE SUPREME COURT OF OHIO

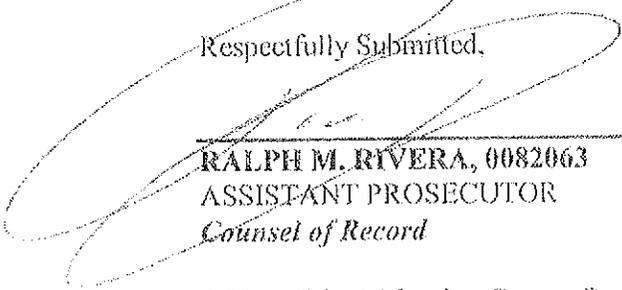
STATE OF OHIO
PLAINTIFF-APPELLEE
-vs-
ANTHONY JOHNSON
DEFENDANT-APPELLANT

CASE NO.: 2010-0155
ON APPEAL FROM CASE NO. 08 MA 144
BEFORE THE COURT OF APPEALS FOR
THE SEVENTH APPELLATE DISTRICT

STATE OF OHIO'S WAIVER OF MEMORANDUM IN RESPONSE

I am filing this waiver pursuant to S.Ct. Prac. R. 3.2(E). I do not intend to file a response to the Memorandum in Support of Jurisdiction unless one is requested by the Court. Please enter my appearance as Counsel of Record for Appellee-State of Ohio.

Respectfully Submitted,



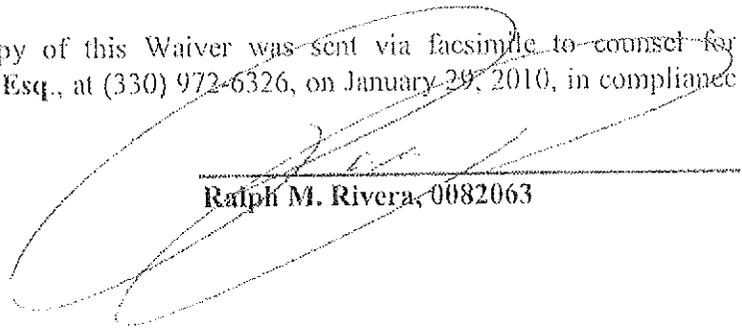
RALPH M. RIVERA, 0082063
ASSISTANT PROSECUTOR
Counsel of Record

Office of the Mahoning County Prosecutor
21 W. Boardman St., 6th Fl.
Youngstown, OH 44503-1426
PH: (330) 740-2330
FX: (330) 740-2008
rrivera@mahoningcountyoh.gov
Counsel for Appellee-State of Ohio

FILED
JAN 29 2010
CLERK OF COURT
SUPREME COURT OF OHIO

Certificate of Service

I certify that a copy of this Waiver was sent via facsimile to counsel for Appellant, J. Dean Carro, Esq., at (330) 972-6326, on January 29, 2010, in compliance with S.Ct. Prac. R. 14.2(B).



Ralph M. Rivera, 0082063