

ORIGINAL

IN THE OHIO SUPREME COURT

2009-0739

STATE OF OHIO, :

Plaintiff-Appellee, :

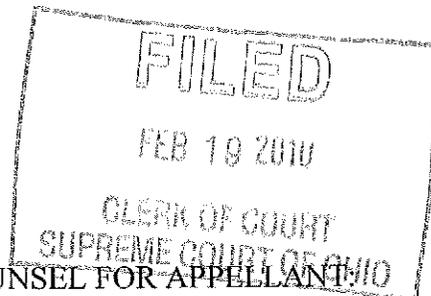
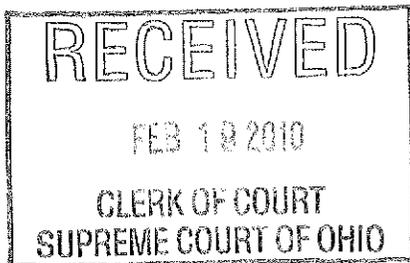
-vs- :

HERSIE WESSON, :

Defendant-Appellant. :

MOTION FOR STAY OF EXECUTION

DEATH PENALTY APPEAL



COUNSEL FOR APPELLEE:

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IN THE OHIO SUPREME COURT

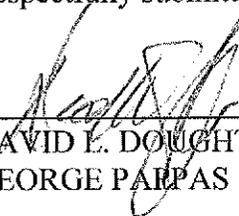
No. 2009-0793

STATE OF OHIO, :
 :
 Plaintiff-Appellee, :
 :
 vs :
 :
 HERSIE WESSON, :
 :
 Defendant-Appellant. :

**MOTION FOR STAY OF EXECUTION
OF DEATH SENTENCE**

Now comes the appellant, Hersie Wesson, by and through undersigned counsel and respectfully moves this court to grant this motion for a stay of execution of the death sentence. Appellant's execution date is February 25, 2010. Appellant requests that this stay remain in effect until his direct appeals through this Court are completed. The reasons in support are more fully explained in the attached brief in support.

Respectfully submitted,

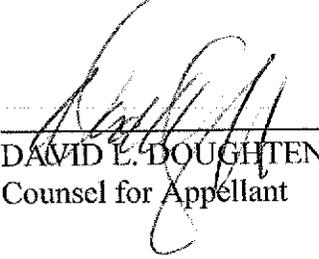


DAVID L. DOUGHTEN
GEORGE PALPAS

Counsel for Appellant

CERTIFICATE OF SERVICE

A copy of the foregoing appellant's Motion for Stay of Execution was served upon Sherry Bevan Walsh, Esq., Summit County Prosecutor, or a member of her staff, 53 University Street, 7th Floor, Akron, OH 44308-1680 by Regular U.S. Mail on this 18 day of February, 2010.



DAVID E. DOUGHTEN
Counsel for Appellant

MEMORANDUM

The appellant August Cassano was convicted of Aggravated Murder with a capital specification and sentenced to death. On March 18, 2009, the trial court sentenced the defendant to be sentenced to death on March 25, 2010.

Mr. Wesson possesses an appeal or right to this Court. The first direct appeal of Mr. Wesson is due to be filed on March 8, 2010. Therefore, Mr. Wesson requests that this Court grant a stay of his execution until the completion of the direct appeal through this Court.

Respectfully submitted,



DAVID L. DOUGHTEN
GEORGE PAPPAS

Counsel for Appellant