

In The Supreme Court Of Ohio

10-0662

Roy Duncan
Appellant

Case No. _____

-Vs-

Appeals Case No. 2009-CA-028
Criminal Case No. 2006-CR-0491 D

State Of Ohio
Appellee

Notice Of Appeal

(Proceeding Pro Se)

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North Central Correctional Inst.
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(Counsel For Appellee)

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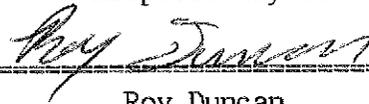
FILED
APR 15 2010
CLERK OF COURT
SUPREME COURT OF OHIO

Notice Of Appeal Of Roy Duncan

Appellant Roy Duncan hereby gives Notice Of Appeal to the Supreme Court Of Ohio, from the Judgment of the Richland County Court Of Appeals, Fifth Appellate Dist., entered in the Court Of Appeals Case No. 2009-CA-028, on March 10, 2010, denial of a Reconsideration Motion as being untimely.

As this Case raises a Substantial Constitutional Question, of accepting a Motion as being late then denying the Motion as being late.

Respectfully Submitted



Roy Duncan

Certificate Of Service

The undersigned hereby acknowledges a true copy of this Notice Of Appeal was sent by regular US Mail to Richland County Prosecutors Office, James Mayer, 38 South Park Street 2nd floor, Mansfield Ohio 44902. This 13 day of April 2010.

Respectfully Submitted



Roy Duncan