

NO. 11-1066

ORIGINAL

IN THE SUPREME COURT OF OHIO

APPEAL FROM
THE COURT OF APPEALS FOR CUYAHOGA COUNTY, OHIO
NO. 95376

STATE OF OHIO
Plaintiff-Appellant

-vs-

LINDELL W. BRUNNING, JR.
Defendant-Appellee

NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO

Counsel for Plaintiff-Appellant

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Cuyahoga County Prosecutor

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RECEIVED

JUN 23 2011

CLERK OF COURT
SUPREME COURT OF OHIO

Counsel for Defendant-Appellee

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Office of the Ohio Public Defender
250 East Broad Street, #1400
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FILED

JUN 23 2011

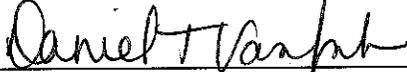
CLERK OF COURT
SUPREME COURT OF OHIO

Now comes the State of Ohio and hereby give Notice of Appeal to the Supreme Court of Ohio from a judgment and final order of the Court of Appeals for Cuyahoga County, Ohio, Eighth Judicial District, entered April 21, 2011. The State filed a timely motion for reconsideration on May 2, 2011. On May 9, 2011, the Eighth District denied the State's motion for reconsideration. The State is appealing the opinion and judgment entry announced on April 21, 2011, which the Eighth District declined to reconsider on May 9, 2011. S.Ct. Prac. R. II, §2(A)(5)(a).

Said cause did not originate in the Court of Appeals, is a felony, involves a substantial constitutional question, and is of great general and public interest.

Respectfully submitted,

WILLIAM D. MASON
CUYAHOGA COUNTY PROSECUTOR

BY: 
DANIEL T. VAN (0084614)
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CERTIFICATE OF SERVICE

A copy of the foregoing Notice of Appeal has been mailed this 22nd day of June, 2011, to Richard A. Neff, 614 W. Superior Avenue, Suite 1310, Cleveland, Ohio 44113, , and the State Public Defender's Office, 250 East Broad Street, Suite 1400, Columbus, OH 43125


Assistant Prosecuting Attorney