

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, :  
 :  
 Plaintiff-Appellant, :  
 :  
 v. :  
 :  
 AL E. FORREST, :  
 :  
 Defendant-Appellee. :

Case Nos. 2012-415 and 2012-416  
On Appeal From the Franklin  
County Court of Appeals, Tenth  
Appellate District Case No. 11AP-291

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MOTION FOR APPOINTMENT OF COUNSEL

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Steven Taylor (0043876)  
Assistant Franklin County Prosecutor

Hall of Justice, 14th Floor  
373 S. High Street  
Columbus, Ohio 43215  
(525) 3555  
(525) 6103 - Fax

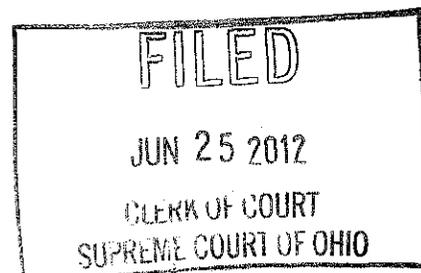
Counsel for Plaintiff-Appellant  
State of Ohio

Office of the Ohio Public Defender

Stephen P. Hardwick (0062932)  
Assistant Public Defender

250 East Broad Street - Suite 1400  
Columbus, Ohio 43215  
(614) 466-5394  
(614) 752-5167 – Fax  
stephen.hardwick@opd.ohio.gov

Counsel for Defendant-Appellee  
Al E. Forrest



## Motion for Appointment of Counsel

Appellee Al E. Forrest respectfully asks this Court to appoint the Office of the Ohio Public Defender to represent him in this direct appeal. This Court has accepted jurisdiction to hear this appeal by the State of Ohio from the Tenth District Court of Appeals. Mr. Forrest is indigent and lacks the skill and knowledge necessary to adequately pursue and protect his rights without the assistance of counsel. An entry appointing counsel in the court of appeals is attached.

On June 22, 2012, Intake Supervisor James Foley spoke with Mr. Forrest's counsel in the Tenth District Court of Appeals. Mr. Forrest's lawyer in the court of appeals said that he would not represent Mr. Forrest in this Court. The Ohio Public Defender then agreed to assume the representation of Mr. Forrest in the matter before this Court.

Accordingly, Al Forrest respectfully requests that this Court appoint the Office of the Ohio Public Defender to act as his counsel for the appeal currently pending in this Court in Case Numbers 2012-415 and 2012-416. Additionally, Assistant Public Defender Stephen P. Hardwick enters his appearance in the above-captioned case on behalf of Mr. Forrest and requests that all future correspondence and service regarding this case be sent to him at the address below.

Respectfully submitted,

Office of the Ohio Public Defender



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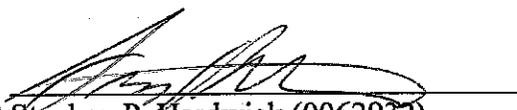
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stephen.hardwick@opd.ohio.gov

Counsel for Al E. Forrest

**Certification of Service**

This is to certify that a copy of the foregoing **Motion for Appointment of Counsel** was sent by regular U.S. mail to Steven Taylor, Assistant Prosecuting Attorney, Franklin County Prosecutor's Office, Hall of Justice, 14th Floor, 373 S. High Street, Columbus, Ohio 43215, this 25<sup>th</sup> day of June, 2012.



Stephen P. Hardwick (0062932)  
Assistant Public Defender

Counsel for Al E. Forrest

#370783

State of Ohio,  
Plaintiff,

CASE NO. 09 CR-3935  
09 CR 3935  
JUDGE: KIMBERLY COCROFT

-vs-

AL Forrest  
Defendant. Forrest

FILED  
COMMON PLEAS COURT  
FRANKLIN CO. OHIO  
2011 APR 26 AM 11:34  
CLERK OF COURTS

AFFIDAVIT OF INDIGENCY

1. AL Forrest being duly sworn, say:

1. I am accused of the crime of Drug Abuse;
2. I am financially unable to retain private counsel without substantial hardship to me or my family;
3. I understand that I am subject to criminal charges for providing false information;
4. I understand that if it is determined by the county or the Court that the legal representation that was provided for me to which I was not entitled, I may be required to reimburse the county for the costs of representation provided. Any action filed by the county to collect legal fees hereunder, must be brought within two (2) years from the last date legal representation was provide.

X AL Forrest  
Defendant  
818 S. Champion Ave.  
Address  
604 250-8767  
Telephone Jail/Bond

NOTARY ATTEST:

Sworn before me and subscribed in my presence this 21 day of April,  
2011

[Signature]  
NOTARY

JOURNAL ENTRY

And now the Defendant, being brought into Court in charge of the Sheriff, and it appearing that he/she is in indigent circumstances and unable to employ counsel, the Court, at Defendant's request, appoints Michael Stewart as counsel for his/her defense. and appeal.

[Signature]  
JUDGE [Signature]