

ORIGINAL

In the
Supreme Court of Ohio

12-1616

CITY OF CLEVELAND,

Case No. _____

Plaintiff-Appellee,

On Appeal from the
Cuyahoga County Court of Appeals,
Eighth Appellate District

v.

STATE OF OHIO,

Court of Appeals Case
No. 97679

Defendant-Appellant.

NOTICE OF APPEAL OF DEFENDANT-APPELLANT STATE OF OHIO

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CLERK OF COURT
SUPREME COURT OF OHIO

**NOTICE OF APPEAL OF
DEFENDANT-APPELLANT STATE OF OHIO**

Defendant-Appellant State of Ohio gives notice of its claimed appeal as of right and discretionary appeal to this Court, pursuant to Ohio Supreme Court Rule 2.1(A)(2) and (3), from a decision of the Eighth District Court of Appeals, journalized in Case No. 97679 on August 9, 2012. Date-stamped copies of the Eighth District's Journal Entry and Opinion and the Cuyahoga County Common Pleas Court's Journal Entry and Opinion are attached as Exhibits A and B, respectively, to the Defendant-Appellant's Memorandum in Support of Jurisdiction.

For the reasons set forth in the accompanying Memorandum in Support of Jurisdiction, this case both involves a substantial constitutional question and is one of public and great general interest.

Respectfully submitted,

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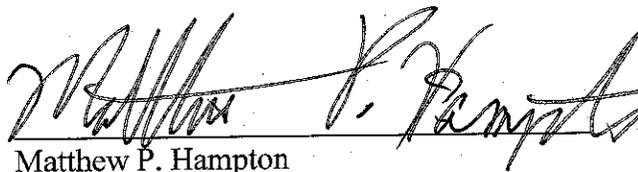
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Appeal of Defendant-Appellant State of Ohio was served by U.S. mail this 24 day of September, 2012, upon the following counsel:

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