

IN THE SUPREME COURT OF OHIO

State of Ohio,	:	Case No. 2012-1410
Plaintiff-Appellee,	:	On Appeal from the Hamilton
v.	:	County Court of Appeals
Eric Long,	:	First Appellate District
Defendant-Appellant.	:	Court of Appeals
	:	Case No. C-110160

**Third Submission of Supplemental Authority by
Appellant Eric Long, a Minor Child**

Joseph T. Deters, 0012084
Hamilton County Prosecutor

Office of the Ohio Public Defender

Ronald W. Springman, 0041413
Assistant Prosecuting Attorney
(Counsel of Record)

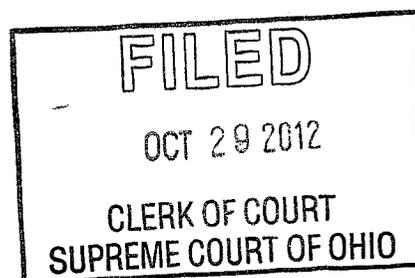
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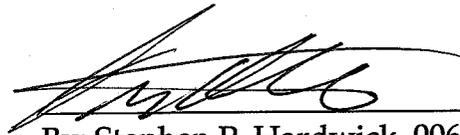
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Pursuant to S.Ct. Prac. R. 3.3, and with regard to the State's assertion that *Miller v. Alabama*, ___ U.S. ___, 132 S.Ct. 2455, 183 L.Ed. 2d 407 (2012), applies only to cases where imposing life without parole on a child is mandated by statute, Appellant Eric Long submits the following additional authority:

Mauricio v. California, U.S. Sup. Ct. Case No. 11-10139, --- U.S. ---, --- S.Ct. -- - (Oct. 29, 2012. 12), vacating for further consideration in light of *Miller*, *People v. Mauricio*, Cal. 2d Dist. No. B224505, 2011 Cal. App. Unpub. LEXIS 9073 (Nov. 28, 2011), which affirmed a discretionary sentence of life without parole for a homicide offense.

Respectfully submitted,

Office of the Ohio Public Defender



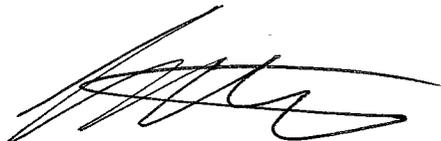
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Certification of Service

This is to certify that a copy of the foregoing was forwarded by regular U.S. Mail, postage prepaid to the office of Ronald W. Springman, Assistant Prosecuting Attorney, Hamilton County Prosecutor's Office, 230 E. 9th Street - Suite 4000, Cincinnati, Ohio 45202, this 29th day of October, 2012.



Stephen P. Hardwick
Assistant Public Defender