

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, :

Plaintiff-Appellee, : Case Nos. 2012-1325 and 2012-1441

v. : On appeal from the Wyandot

HENRY ALLEN HOLDCROFT, : County Court of Appeals,

Defendant-Appellant. : Third Appellate District

: Case No. 16-10-13

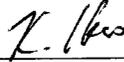
MOTION FOR APPOINTMENT
OF THE OFFICE OF THE OHIO PUBLIC DEFENDER AS COUNSEL

Henry Allen Holdcroft requests that this Court appoint the Office of the Ohio Public Defender as counsel in the above-captioned case, which has been consolidated with Case No. 2012-1441. This Court has accepted Mr. Holdcroft's discretionary appeal regarding the ninth proposition of law contained in his memorandum in support of jurisdiction. (Oct. 10, 2012, Entry). And in Case No. 2012-1441, this Court determined that a certified conflict exists regarding that same issue. Mr. Holdcroft's consolidated appeals involve felony offenses. Further, Mr. Holdcroft is indigent. (See Affidavit of Indigency, attached). Mr. Holdcroft therefore requests that this Court appoint the Office of the Ohio Public Defender as counsel in Mr. Holdcroft's consolidated appeals.

FILED
 JAN 07 2013
 CLERK OF COURT
 SUPREME COURT OF OHIO

Respectfully submitted,

OFFICE OF THE OHIO PUBLIC DEFENDER



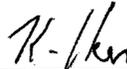
KRISTOPHER A. HAINES (0080558)
Assistant State Public Defender

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COUNSEL FOR
HENRY ALLEN HOLDCROFT

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing MOTION FOR APPOINTMENT OF THE OFFICE OF THE OHIO PUBLIC DEFENDER AS COUNSEL was sent by regular U.S. mail to Jonathan K. Miller, Wyandot County Prosecuting Attorney, 137 South Sandusky Avenue, Upper Sandusky, Ohio 43351, on this 7th day of January, 2013.



KRISTOPHER A. HAINES (0080558)
Assistant State Public Defender

COUNSEL FOR
HENRY ALLEN HOLDCROFT

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AFFIDAVIT OF INDIGENCY

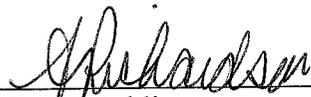
I, Henry Allen Holdcroft, do hereby state that I am without the necessary funds to pay the costs of this action for the following reasons:

I am currently incarcerated at the Hocking Correctional Facility and I have been incarcerated since 1999. I work at the prison but receive only \$15.00 dollars per month.

Under S.Ct.Prac.R. 3.7, I am requesting that this Court appoint the Office of the Ohio Public Defender as counsel.


HENRY ALLEN HOLDCROFT

Sworn to, or affirmed, and subscribed in my presence this 27th day of December, 2012.


Notary Public
My Commission Expires: April 14, 2015



ANNE M RICHARDSON
NOTARY PUBLIC
STATE OF OHIO
Comm. Expires
April 14, 2015
Recorded in
Athens County