

ORIGINAL

CASE NO. 13 - 1619

IN THE SUPREME COURT OF OHIO

APPEAL FROM THE EIGHTH DISTRICT COURT OF APPEALS
CUYAHOGA COUNTY, OHIO
CA 98900

STATE OF OHIO
Plaintiff/Appellant

vs.

MATTHEW MOLE
Defendant/Appellee

NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO

Counsel for Plaintiff/Appellant
TIMOTHY J. McGINTY
CUYAHOGA COUNTY PROSECUTOR

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STATE PUBLIC DEFENDER'S OFFICE
250 East Broad Street, Suite 1400
Columbus, OH 43215

FILED
OCT 14 2013
CLERK OF COURT
SUPREME COURT OF OHIO

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SUPREME COURT OF OHIO

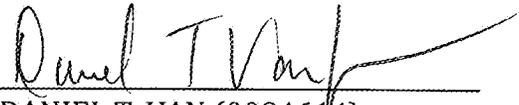
Now comes the State of Ohio and hereby give Notice of Appeal to the Supreme Court of Ohio from a judgment and final order of the Court of Appeals for Cuyahoga County, Ohio, Eighth Judicial District, entered July 18, 2013. The State filed a timely motion for reconsideration on July 29, 2013. On September 11, 2013, the Eighth District denied the State's motion for reconsideration. The State is appealing the opinion and judgment entry announced on July 18, 2013, which the Eighth District declined to reconsider on September 11, 2013. 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,

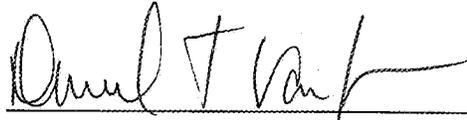
TIMOTHY J. MCGINTY
CUYAHOGA COUNTY PROSECUTOR

BY:


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CERTIFICATE OF SERVICE

A copy of the foregoing Notice of Appeal has been mailed this 22nd day of April, 2013, to, Richard Perez, 4230 State Route 306 #240, Willoughby, Ohio 44094, John Fatica, 1370 Ontario Street #1810, Cleveland, Ohio 44113 and to the Office of the Ohio Public Defender, 250 East Broad Street, Suite 1400, Columbus, OH 43215.


Assistant Prosecuting Attorney