

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,

Appellant,

v.

MONTIE E. SULLIVAN,

Appellee.

On Appeal from the Fairfield  
County Court of Appeals,  
Fifth Appellate District

14-0011

Court of Appeals  
Case No. 13-CA-10

---

NOTICE OF APPEAL OF APPELLANT, STATE OF OHIO

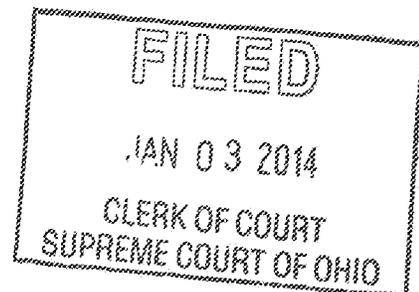
---

Gregg Marx (0008068)  
Fairfield County Prosecuting Attorney  
Jocelyn S. Kelly (0083646) (COUNSEL OF RECORD)  
Fairfield County Assistant Prosecuting Attorney  
239 West Main Street  
Ste. 101  
Lancaster, Ohio 43130  
(740) 652-7560  
Fax No. (740) 653-4708  
[JKelly@co.fairfield.oh.us](mailto:JKelly@co.fairfield.oh.us)

COUNSEL FOR APPELLANT, STATE OF OHIO

Mark P. Ort (0028159)  
13297 Rustic Drive, NW  
Pickerington, Ohio 43147  
Tel: (614) 863-6220

COUNSEL FOR APPELLEE, DAVID WHITE

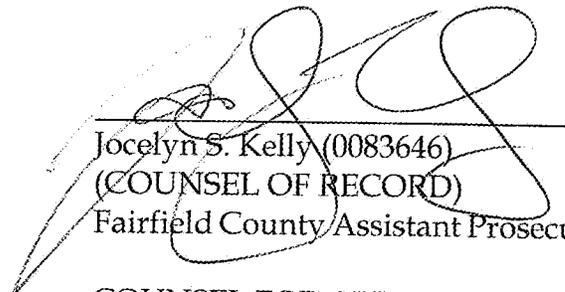


**NOTICE OF APPEAL OF APPELLANT STATE OF OHIO**

Appellant, State of Ohio, hereby gives notice of appeal to the Supreme Court of Ohio from the judgment of the Fifth District Court of Appeals, entered in *State v. Sullivan*, Fifth Dist. No. 13-CA-10, on November 22, 2013. This felony case is one of public or great general interest and involves a substantial constitutional question.

Respectfully submitted,

Gregg Marx (0008068)  
Fairfield County Prosecuting Attorney

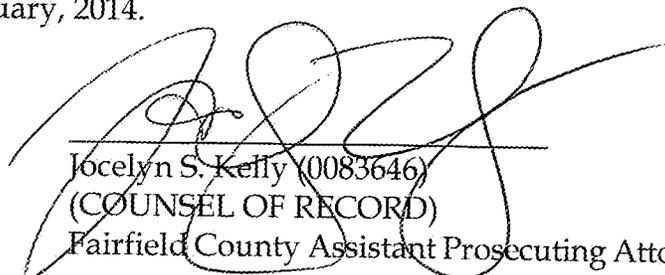


Jocelyn S. Kelly (0083646)  
(COUNSEL OF RECORD)  
Fairfield County Assistant Prosecuting Attorney

COUNSEL FOR APPELLANT,  
STATE OF OHIO

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Notice of Appeal was served upon Mark P. Ort, Counsel for Appellee, 13297 Rustic Drive, NW, Pickerington, Ohio 43147, by ordinary U.S. Mail, postage prepaid, and upon the Office of the Ohio Public Defender, 250 East Broad Street, Suite 1400, Columbus, Ohio 43215, by ordinary U.S. Mail, postage prepaid this 3rd day of January, 2014.



Jocelyn S. Kelly (0083646)  
(COUNSEL OF RECORD)  
Fairfield County Assistant Prosecuting Attorney