

ORIGINAL

IN THE SUPREME COURT OF OHIO  
2015

STATE OF OHIO,  
  
Plaintiff-Appellant,

-vs-

THOMAS C. SMITH,  
  
Defendant-Appellee

Case No. 15-0406

On Appeal from the  
Franklin County Court  
of Appeals, Tenth  
Appellate District

Court of Appeals  
Case Nos. 14AP-154  
14AP-155

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

RON O'BRIEN 0017245  
Franklin County Prosecuting Attorney  
373 South High Street, 13th Floor  
Columbus, Ohio 43215  
Phone: 614-525-3555  
Fax: 614-525-6103  
E-mail: staylor@franklincountyohio.gov

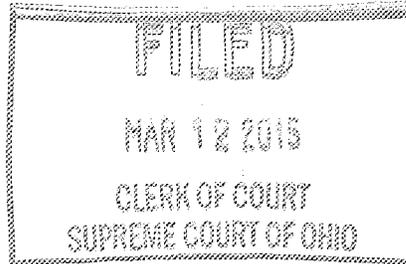
and

STEVEN L. TAYLOR 0043876 (Counsel of Record)  
Chief Counsel, Appellate Division

COUNSEL FOR APPELLANT STATE OF OHIO

JOSEPH R. LANDUSKY, II 0038073  
901 South High Street  
Columbus, Ohio 43206-2534  
Phone: 614-449-0449

COUNSEL FOR DEFENDANT



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

Plaintiff-appellant, the State of Ohio, hereby gives notice of appeal to the Supreme Court of Ohio from the decision and judgment of the Franklin County Court of Appeals, Tenth Appellate District, entered in *State v. Smith*, in consolidated 10th Dist. Nos. 14AP-154 and 14AP-155, which were filed on November 28, 2014.

This appeal is being timely filed pursuant to S.Ct.Prac.R. 7.01(A)(5). The State timely filed an application for reconsideration in the Tenth District on December 5, 2014, and the Tenth District denied the application for reconsideration by memo decision and journal entry filed on January 27 and 28, 2015, respectively.

The State of Ohio invokes the jurisdiction of the Supreme Court on the grounds that the case involves a substantial constitutional question, involves questions of public and great general interest, and warrants the granting of leave to appeal in a felony case.

Respectfully submitted,

RON O'BRIEN 0017245

Prosecuting Attorney



STEVEN L. TAYLOR 0043876

(Counsel of Record)

Chief Counsel, Appellate Division

Counsel for Plaintiff-Appellant

## CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was sent by regular U.S. Mail on March 12, 2015, to Joseph Landusky, 901 South High Street, Columbus, Ohio 43206-2534, counsel for defendant.

Pursuant to S.Ct.Prac.R. 3.11(B)(3), a copy was also sent by regular U.S. mail on March 12, 2015, to the Ohio Public Defender, 250 East Broad Street, Suite 1400, Columbus, Ohio 43215.



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STEVEN L. TAYLOR  
Chief Counsel, Appellate Division