

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,)	Case No. _____
)	
Plaintiff-Appellant,)	On Appeal from the
)	Lake County Court of Appeals,
v.)	Eleventh Appellate District
)	
WILLIAM D. SERGENT,)	
)	Court of Appeals Case No. 2013-L-125
Defendant-Appellee.)	

**NOTICE OF CERTIFIED CONFLICT OF APPELLANT
STATE OF OHIO**

CHARLES E. COULSON (0008667)
PROSECUTING ATTORNEY
LAKE COUNTY, OHIO

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COUNSEL FOR APPELLANT, STATE OF OHIO

Michael P. Maloney, Esquire
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Westlake, OH 44145

COUNSEL FOR APPELLEE, WILLIAM D. SERGENT

Now comes the State of Ohio, by and through Charles E. Coulson, Lake County Prosecuting Attorney, and Teri R. Daniel, Assistant Prosecuting Attorney, and respectfully gives notice to this Honorable Court pursuant to S.Ct.Prac.R. 8.01(B) that the Eleventh District Court of Appeals has certified a conflict in *State v. Sergent*, 11th Dist. Lake No. 2013-L-125, 2015-Ohio-2603.

The following question was sua sponte certified by the Eleventh District Court of Appeals to this Court for review and final determination:

In the context of a jointly-recommended sentence, is the trial court required to make consecutive-sentence findings under R.C. 2929.14(C) in order for its sentence to be authorized by law and thus not appealable?

The appellate court found that the following decisions were in conflict with the above-captioned case:

State v. Weese, 2nd Dist. Clark No. 2013-CA-61, 2014-Ohio-3267;
State v. Pulliam, 4th Dist. Scioto No. 14CA3609, 2015-Ohio-759.

Copies of these opinions have been provided to this Court as required by S.Ct.Prac.R. 8.01(B)(3).

Respectfully submitted,

CHARLES E. COULSON (0008667)
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/s/ Teri R. Daniel

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PROOF OF SERVICE

A copy of the foregoing Notice of Certified Conflict was sent by regular U.S. Mail, postage prepaid, to counsel for the Appellee, Michael P. Maloney, Esquire, 24441 Detroit Road, Suite 300, Westlake, OH 44145, and, pursuant to S.Ct.R. XIV, Section 2, the Ohio Public Defender, Timothy Young, 250 East Broad Street, Suite1400, Columbus, Ohio 43215, on this 30th day of June, 2015.

/s Teri R. Daniel

Teri R. Daniel (0082157)

Assistant Prosecuting Attorney

TRD/klb