

IN THE SUPREME COURT OF OHIO
2015

STATE OF OHIO,

Case No. 15-406

Plaintiff-Appellant,

-vs-

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

THOMAS C. SMITH,

Defendant-Appellee

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

SUPPLEMENTAL AUTHORITY 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
Fax: 614-449-0451
E-mail: joelandusky@aol.com

COUNSEL FOR DEFENDANT

Other Counsel on Certificate of Service

**SUPPLEMENTAL AUTHORITY OF
PLAINTIFF-APPELLANT STATE OF OHIO**

Pursuant to S.Ct.Prac.R. 7.04(A)(2), plaintiff-appellant State of Ohio hereby cites the following as supplemental authority: (1) *State v. Shalash*, 12th Dist. No. CA2014-12-146, 2015-Ohio-3836, ¶¶ 20-28 (Sept. 21, 2015); (2) *Risner v. Ohio Dept. of Natural Resources*, ___ Ohio St.3d ___, 2015-Ohio-3731, ¶¶ 12, 15, 16, 17, 18 (Sept. 17, 2015).

Respectfully submitted,

RON O'BRIEN 0017245
Prosecuting Attorney
/s Steven L. Taylor
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 e-mail on September 22, 2015, to Joseph Landusky, joelandusky@aol.com, 901 South High Street, Columbus, Ohio 43206-2534, counsel for defendant, and to Eric E. Murphy, State Solicitor, eric.murphy@ohioattorneygeneral.gov, 30 East Broad Street, 17th Floor, Columbus, Ohio 43215, counsel for amicus curiae Ohio Attorney General Michael DeWine.

/s Steven L. Taylor
STEVEN L. TAYLOR