Supreme Court of Ohio Clerk of Court - Filed February 22, 2016 - Case No. 2016-0282

IN THE SUPREME COURT OF OHIO

Case No.:_____

CITY OF CLEVELAND, Plaintiff-Appellant, -vs.- BENJAMIN OLES, Defendant-Appellee.	))))))))))	ON APPEAL FROM THE EIGHTH DISTRICT COURT OF APPEALS CUYAHOGA COUNTY, OHIO CASE NO. CA-15-102835

NOTICE OF APPEAL

Barbara Langhenry
Director of Law
Kimberly G. Barnett-Mills
Interim Chief Prosecutor

Jonathan L. Cudnik (0077308)
Assistant City Prosecutor
Justice Center – 8th Floor
1200 Ontario Street
Cleveland, OH 44113
(216) 664-4850

Counsel for Plaintiff-Appellant

Joseph Patituce
26777 Lorain Road, Suite 708
North Olmsted, OH 44070
(440) 471-7784

Counsel for Defendant-Appellee

NOTICE OF APPEAL OF APPELLANTS
THE CITY OF CLEVELAND

Appellant the City of Cleveland hereby gives its notice of appeal to the Supreme Court of Ohio from the judgment of the Eighth District Court of Appeals that was entered in Case Number 102835 on January 7, 2016.

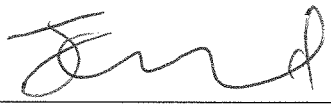
Appellants' jurisdictional appeal is brought as this case presents a substantial constitutional question of public and great general interest. A date-time stamped copy of the Eighth District's "Journal Entry and Opinion" is attached to the accompanying Appellants' Memorandum in Support of Jurisdiction.

It should be noted that The Eighth District certified a conflict in this case on January 7, 2016. A separate notice of Certified Conflict was filed by Plaintiff-Appellant on February 4, 2016. It was assigned Case No. 2016-0172 before this Honorable Court.

Respectfully submitted,

BARBARA LANGHENRY
LAW DIRECTOR
CITY OF CLEVELAND

KIMBERLY G. BARNETT-MILLS
INTERIM CHIEF PROSECUTOR

By: 

JONATHAN L. CUDNIK (0077308)
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CERTIFICATE OF SERVICE

A copy of the foregoing Notice of Appeal was sent via regular U.S. Mail to Joseph Patituce, Esq., Attorney for Defendant, Benjamin Oles, 26777 Lorain Road, Suite 708, North Olmsted, Ohio, 44070, on this 22nd day of February, 2016.

By: _____
JONATHAN L. CUDNIK (0077308)
ASSISTANT CITY PROSECUTOR