

No. 2016-0215

IN THE SUPREME COURT OF OHIO

DISCRETIONARY APPEAL FROM THE
MUSKINGUM COUNTY COURT OF APPEALS,
FIFTH APPELLATE DISTRICT
CASE No. CT2015-0026

STATE OF OHIO,
Plaintiff-Appellant,

v.

BRADLEY E. GRIMES,
Defendant-Appellee.

**MOTION OF APPELLEE BRADLEY E. GRIMES TO APPOINT THE
OFFICE OF THE OHIO PUBLIC DEFENDER AS COUNSEL**

D. Michael Haddox, 0004913
Muskingum County Prosecutor

Gerald V. Anderson, 0092567
Assistant Muskingum County Prosecutor
(Counsel of Record)

27 North Fifth Street
P.O. Box 189
Zanesville, Ohio 43702
(740) 455-7123
(740) 455-7141 - Fax

Counsel for Appellant,
State of Ohio

Office of the Ohio Public Defender

Stephen P. Hardwick, 0062932
Assistant Public Defender

250 E. Broad Street, Suite 1400
Columbus, Ohio 43215
(614) 466-5394; (614) 752-5167 - Fax
stephen.hardwick@opd.ohio.gov

Counsel for Appellee,
Bradley E. Grimes

MOTION OF APPELLEE BRADLEY E. GRIMES TO APPOINT THE OFFICE OF THE OHIO PUBLIC DEFENDER AS COUNSEL

Appellee, Bradley E. Grimes, respectfully asks this Court to appoint the Office of the Ohio Public Defender to represent him in this matter. This Court has accepted jurisdiction to hear the State's appeal from the decision of the Fifth District Court of Appeals.

This Court should appoint the Office of the Ohio Public Defender because Mr. Grimes is indigent and lacks the skill and knowledge necessary to adequately pursue and protect his rights without the assistance of counsel. *See* Affidavit of Indigency, attached. Further, the Office of the Ohio Public Defender represented Mr. Grimes below and is familiar with the facts and law involved in this case.

Accordingly, Mr. Grimes respectfully requests that this Court appoint the Office of the Ohio Public Defender to act as his counsel in this matter.

Respectfully submitted,

Office of the Ohio Public Defender

/s/ Stephen P. Hardwick

By: Stephen P. Hardwick (0062932)
Assistant Public Defender

250 E. Broad Street, Suite 1400
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stephen.hardwick@opd.ohio.gov

Counsel for Appellee,
Bradley E. Grimes

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was filed electronically. A copy was forwarded by regular U.S. Mail to Gerald V. Anderson, Assistant Muskingum County Prosecutor, 27 North Fifth Street, P.O. Box 189, Zanesville, Ohio 43702, on this 6th day of May, 2016.

/s/ Stephen P. Hardwick
Stephen P. Hardwick (0062932)
Assistant Public Defender

#465148

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,	:	
	:	
Plaintiff-Appellant,	:	Case No. 2016-0215
	:	
v.	:	On discretionary appeal from the
	:	Muskingum County Court of Appeals,
BRADLEY E. GRIMES,	:	Fifth Appellate District,
	:	Case No. CT2015-0026
Defendant-Appellee.	:	

AFFIDAVIT OF INDIGENCY

I, Bradley E. Grimes, do hereby state that I am without the funds necessary to pay the costs of this action for the following reasons:

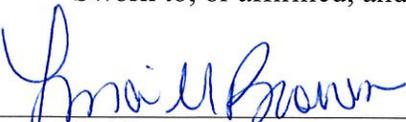
I am currently incarcerated at the Ross Correctional Institution. I work at the prison but receive only 12.00 dollars per month.

Pursuant to Rule 3.06 of the Rules of Practice of the Supreme Court of Ohio, I am requesting that the filing fee and security deposit, if applicable, be waived.



 Bradley E. Grimes

Sworn to, or affirmed, and subscribed in my presence this 27th day of April, 2016.



 Notary Public
 My Commission Expires: March 7, 2018



LISA M BROWN
 Notary Public
 State of Ohio
 My Commission Expires MARCH 07, 2018

[Note: This affidavit must be executed not more than six months prior to being filed in the Supreme Court in order to comply with S. Ct. Prac. R. 3.06. Affidavits not in compliance with that section will be rejected for filing by the Clerk.]