

1 THE STATE OF OHIO, APPELLANT, V. SAID, APPELLEE.

2 [Cite as *State v. Said* (1996), \_\_\_ Ohio St.3d \_\_\_\_.]

3 *Motion for reconsideration dismissed as improvidently granted.*

4 (No. 93-1085 -- Submitted December 12, 1995 -- Decided January  
5 31, 1996.)

6 APPEAL from the Court of Appeals for Lake County, No. 92-L-018.

7 ON MOTION FOR RECONSIDERATION.

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*Charles E. Coulson*, Lake County Prosecuting Attorney, *Michael D.*

10 *Murray*, *Ariana E. Tarighati* and *Julie E. Mitrovich*, Assistant Prosecuting

11 Attorneys, for appellant.

12 *Paul H. Hentemann*, for appellee.

13 *David H. Bodiker*, State Public Defender, *Randy D. Ashburn* and

14 *John B. Heasley*, Assistant Public Defenders, urging affirmance for *amicus*

15 *curiae*, Office of Ohio Public Defender.

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1           A motion for reconsideration was granted in this cause on February  
2 15, 1995, in 71 Ohio St.3d 1467, 644 N.E.2d 1389, and oral arguments  
3 were again presented on December 12, 1995.

4           The motion for reconsideration requesting this court to reconsider its  
5 ruling in *State v. Said* (1994), 71 Ohio St.3d 473, 644 N.E.2d 337, is  
6 dismissed, *sua sponte*, as having been improvidently granted.

7           MOYER, C.J., WRIGHT, RESNICK, F.E. SWEENEY, PFEIFER and COOK, JJ.,  
8 concur.

9           DOUGLAS, J., dissents.

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