

THE STATE OF OHIO, APPELLANT, v. WETHERALL, APPELLEE.

[Cite as *State v. Wetherall* (2002), 94 Ohio St.3d 33.]

Criminal law — Domestic violence — Assertion of self-defense by defendant — Court of appeals’ judgment vacated and cause remanded for consideration of State v. Barnes.

(No. 01-1427 — Submitted November 28, 2001 — Decided January 9, 2002.)

CERTIFIED by the Court of Appeals for Hamilton County, No. C-000113.

The judgment of the court of appeals is vacated, and the cause is remanded to the court of appeals for consideration of *State v. Barnes* (2002), 94 Ohio St.3d 21, 759 N.E.2d 1240, decided today.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER, COOK and LUNDBERG STRATTON, JJ., concur.

Michael K. Allen, Hamilton County Prosecuting Attorney, and *James Michael Keeling*, Assistant Prosecuting Attorney, for appellant.
