

[Cite as *State v. Simons*, 132 Ohio St.3d 411, 2012-Ohio-3213.]

**THE STATE OF OHIO, APPELLANT, v. SIMONS, APPELLEE.**

**[Cite as *State v. Simons*, 132 Ohio St.3d 411, 2012-Ohio-3213.]**

*Court of appeals' judgment affirmed on the authority of State v. Davis.*

(No. 2011-0990—Submitted July 11, 2012—Decided July 18, 2012.)

APPEAL from the Court of Appeals for Champaign County, No. 2010 CA 7,  
193 Ohio App.3d 784, 2011-Ohio-2071.

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{¶ 1} The judgment of the court of appeals is affirmed on the authority of *State v. Davis*, 132 Ohio St.3d 25, 2012-Ohio-1654, 968 N.E.2d 466.

O'CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, O'DONNELL, LANZINGER, CUPP, and MCGEE BROWN, JJ., concur.

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Nick A. Selvaggio, Champaign County Prosecuting Attorney, for appellant.

Carl R. Simons, pro se.

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