

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

[Cite as *State v. Said*, 1996-Ohio-261.]

Motion for reconsideration dismissed as improvidently granted.

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

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

ON MOTION FOR RECONSIDERATION.

Charles E. Coulson, Lake County Prosecuting Attorney, *Michael D. Murray*, *Ariana E. Tarighati* and *Julie E. Mitrovich*, Assistant Prosecuting Attorneys, for appellant.

Paul H. Hentemann, for appellee.

David H. Bodiker, State Public Defender, *Randy D. Ashburn* and *John B. Heasley*, Assistant Public Defenders, urging affirmance for *amicus curiae*, Office of Ohio Public Defender.

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

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

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

DOUGLAS, J., dissents.
