

[Cite as *State v. Bruni*, 86 Ohio St.3d 1220, 1999-Ohio-242.]

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

[Cite as *State v. Bruni* (1999), 86 Ohio St.3d 1220.]

Appeal dismissed as improvidently allowed.

(No. 98-2276 — Submitted September 15, 1999 — Decided October 6, 1999.)

APPEAL from the Court of Appeals for Stark County, No. 98CA00105.

Robert D. Horowitz, Stark County Prosecuting Attorney, and *Frederic R.*

Scott, Assistant Prosecuting Attorney, for appellant.

Kenneth R. Spiert, for appellee.

The appeal is dismissed, *sua sponte*, as having been improvidently allowed.

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