THE STATE OF OHIO, APPELLANT, v. QUANDT, APPELLEE. [Cite as *State v. Quandt*, 100 Ohio St.3d 1243, 2003-Ohio-6014.]

Appeal dismissed as improvidently allowed.

(No. 2002-1993 — Submitted October 21, 2003 — Decided November 26, 2003.) APPEAL from the Court of Appeals for Cuyahoga County, No. 80222, 2002-Ohio-4903.

{**¶1**} The cause is dismissed, sua sponte, as having been improvidently allowed.

MOYER, C.J., RESNICK, F.E. SWEENEY, PFEIFER, LUNDBERG STRATTON, O'CONNOR and O'DONNELL, JJ., concur.

William D. Mason, Cuyahoga County Prosecuting Attorney, and Sherry F. McCreary, Assistant Prosecuting Attorney, for appellant.

Robert A. Dixon, for appellee.