

[Cite as *State v. Sutton*, 104 Ohio St.3d 264, 2004-Ohio-6558.]

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

[Cite as *State v. Sutton*, 104 Ohio St.3d 264, 2004-Ohio-6558.]

Criminal law — Pretrial electronic monitoring — Prosecution for escape —

Court of appeals’ judgment affirmed on the authority of State v. Gapen.

(No. 2004-0973 — Submitted November 30, 2004 — Decided December 15,
2004.)

APPEAL from the Court of Appeals for Lucas County, No. L-03-1104, 2004-Ohio-
2679.

{¶1} The judgment of the court of appeals is affirmed on the authority
of *State v. Gapen*, 104 Ohio St.3d 358, 2004-Ohio-6548, 819 N.E.2d 1047.

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

Julia R. Bates, Lucas County Prosecuting Attorney, and Eric A. Baum,
Assistant Prosecuting Attorney, for appellant.

Jack P. Viren Jr., for appellee.
