

[Cite as *State v. El-Amin*, 130 Ohio St.3d 273, 2011-Ohio-5718.]

**THE STATE OF OHIO, APPELLEE, v. EL-AMIN, APPELLANT.**

[Cite as *State v. El-Amin*, 130 Ohio St.3d 273, 2011-Ohio-5718.]

*Discretionary appeal accepted, court of appeals' judgment vacated, and cause remanded for proceedings consistent with State v. Lester.*

(No. 2011-1133—Submitted November 2, 2011—Decided November 9, 2011.)

APPEAL from the Court of Appeals for Lucas County, No. L-10-1356,  
2011-Ohio-2570.

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{¶ 1} The discretionary appeal is accepted.

{¶ 2} The judgment of the court of appeals is vacated, and the cause is remanded to the court of appeals for proceedings consistent with *State v. Lester*, 130 Ohio St.3d 303, 2011-Ohio-5204, 958 N.E.2d 142.

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

LANZINGER, J., dissents.

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Julia R. Bates, Lucas County Prosecuting Attorney, and Brenda J. Majdalani, Assistant Prosecuting Attorney, for appellee.

Deborah Kovac Rump, for appellant.

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