

[Cite as *State v. Marks*, 147 Ohio St.3d 243, 2016-Ohio-4837.]

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

[Cite as *State v. Marks*, 147 Ohio St.3d 243, 2016-Ohio-4837.]

Court of appeals' judgment reversed, and cause remanded for further proceedings consistent with State v. Heinz.

(No. 2014-1173—Submitted June 1, 2016—Decided July 11, 2016.)

APPEAL from the Court of Appeals for Cuyahoga County,

Nos. 101559 and 101561.

{¶ 1} The judgment of the court of appeals is reversed, and the cause is remanded for further proceedings consistent with our decision in *State v. Heinz*, 146 Ohio St.3d 374, 2016-Ohio-2814, 56 N.E.3d 965.

O'CONNOR, C.J., and PFEIFER, O'DONNELL, LANZINGER, KENNEDY, FRENCH, and O'NEILL, JJ., concur.

Timothy J. McGinty, Cuyahoga County Prosecuting Attorney, and T. Allan Regas and Mary H. McGrath, Assistant Prosecuting Attorneys, for appellant.
