

[Cite as *State v. Kepler*, 151 Ohio St.3d 501, 2017-Ohio-7857.]

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

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Court of appeals' judgment reversed on the authority of State v. Grimes and cause remanded.

(No. 2016-0213—Submitted June 7, 2017—Decided September 28, 2017.)

APPEAL from the Court of Appeals for Muskingum County, No. CT2015-0021,
2015-Ohio-3291.

{¶ 1} The judgment of the court of appeals is reversed on the authority of *State v. Grimes*, 151 Ohio St.3d 19, 2017-Ohio-2927, 85 N.E.3d 700, and this cause is remanded to the trial court for further proceedings consistent with our decision in *Grimes*.

O'CONNOR, C.J., and O'DONNELL, O'NEILL, and FISCHER, JJ., concur.

KENNEDY, FRENCH, and DEWINE, JJ., concur in judgment only.

D. Michael Haddox, Muskingum County Prosecuting Attorney, and Gerald V. Anderson II, Assistant Prosecuting Attorney, for appellant.

Timothy Young, Ohio Public Defender, and Katherine R. Ross-Kinzie, Assistant Public Defender, for appellee.
