

[Cite as *State v. Sally*, 155 Ohio St.3d 416, 2018-Ohio-4826.]

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

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Court of appeals' judgment affirmed on authority of State v. Carnes.

(No. 2017-1750—Submitted August 31, 2018—Decided December 7, 2018.)

APPEAL from the Court of Appeals for Hamilton County,

No. C-170136.

{¶ 1} The judgment of the court of appeals is affirmed on the authority of *State v. Carnes*, 154 Ohio St.3d 527, 2018-Ohio-3256, 116 N.E.3d 138.

O'DONNELL, KENNEDY, FRENCH, FISCHER, DEWINE, and DEGENARO, JJ., concur.

O'CONNOR, C.J., dissents.

Joseph T. Deters, Hamilton County Prosecuting Attorney, and Scott M. Heenan, Assistant Prosecuting Attorney, for appellee.

Raymond T. Faller, Hamilton County Public Defender, and Joshua A. Thompson, Assistant Public Defender, for appellant, Carvell Sally.
