

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Fisher*, Slip Opinion No. 2019-Ohio-4226.]

NOTICE

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SLIP OPINION NO. 2019-OHIO-4226

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

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Certification of conflict dismissed as having been improvidently certified.

(No. 2019-0158—Submitted October 2, 2019—Decided October 21, 2019.)

CERTIFIED by the Court of Appeals for Meigs County,

No. 18CA18, 2018-Ohio-5018.

{¶ 1} The certification of conflict is dismissed, sua sponte, as having been improvidently certified.

O’CONNOR, C.J., and KENNEDY, FRENCH, FISCHER, DEWINE, and DONNELLY, JJ., concur.

STEWART, J., dissents and would answer the certified question in the negative, reverse the judgment of the court of appeals, and remand the cause for further proceedings.

SUPREME COURT OF OHIO

Dewayne R. Fisher, pro se.
