

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Sibrian*, Slip Opinion No. 2020-Ohio-3876.]

NOTICE

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**SLIP OPINION NO. 2020-OHIO-3876**

**THE STATE OF OHIO, APPELLANT, v. SIBRIAN, APPELLEE.**

**[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Sibrian*, Slip Opinion No. 2020-Ohio-3876.]**

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

(No. 2019-0697—Submitted July 22, 2020—Decided August 4, 2020.)

APPEAL from the Court of Appeals for Montgomery County,  
No. 27964, 2019-Ohio-1262.

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{¶ 1} The judgment of the court of appeals is reversed, and the cause is remanded to the court of appeals for application of *State v. Taylor*, \_\_ Ohio St.3d \_\_, 2020-Ohio-3514, \_\_ N.E.3d \_\_.

O'CONNOR, C.J., and KENNEDY, FISCHER, and DEWINE, JJ., concur.

FRENCH, J., dissents and would order briefing.

DONNELLY, J., dissents for the reasons set forth in the dissenting opinion in *Taylor*.

SUPREME COURT OF OHIO

STEWART, J., dissents and would dismiss the appeal as having been improvidently accepted.

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Mathias H. Heck Jr., Montgomery County Prosecuting Attorney, and  
Andrew T. French, Assistant Prosecuting Attorney, for appellant, state of Ohio.

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