

[Cite as *State v. Gullette*, 2010-Ohio-3112.]

IN THE COURT OF APPEALS OF MONTGOMERY COUNTY, OHIO

STATE OF OHIO :  
Plaintiff-Appellant : C.A. CASE NO. 23567  
vs. : T.C. CASE NO. 08CR2770  
MICHAEL V. GULLETTE :  
Defendant-Appellee :

. . . . .

DECISION AND ENTRY

Rendered on the 2<sup>nd</sup> day of July, 2010.

. . . . .

PER CURIAM:

{¶ 1} This appeal was brought by the State of Ohio from a Crim.R. 12(C) (1) order of the court of common pleas that dismissed an indictment on the authority of our holding in *State v. Williams*, 179 Ohio App.3d 584, 2008-Ohio-6245. On June 8, 2010, our holding in *Williams* was reversed by The Supreme Court of Ohio. *State v. Williams*, Slip opinion No. 2010-Ohio-2453. We therefore necessarily reverse the judgment of the court of common pleas on the authority of the Supreme Court's holding, and remand the cause for further proceedings.

So Ordered.

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MIKE FAIN, JUDGE

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THOMAS J. GRADY, JUDGE

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JEFFREY E. FROELICH, JUDGE

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Hon. Michael T. Hall