

[Cite as *State v. Simons*, 2004-Ohio-2853.]

COURT OF APPEALS OF OHIO, EIGHTH DISTRICT

COUNTY OF CUYAHOGA

NO. 83549

STATE OF OHIO	:	
	:	
Plaintiff-Appellee	:	JOURNAL ENTRY
	:	
-VS-	:	AND
	:	
CHESTER SIMONS, ET AL.	:	OPINION
	:	
Defendants-Appellants	:	

Date of Announcement of Decision:	JUNE 3, 2004
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Character of Proceeding:	Criminal appeal from Court of Common Pleas Case Nos. CR-425776, CR-427031, CR-427032
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Judgment:	Appeal dismissed.
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Date of Journalization:

Appearances:

For Plaintiff-Appellee:	WILLIAM D. MASON Cuyahoga County Prosecutor BRENDAN SHEEHAN, Assistant Prosecuting Attorney PAUL SOUCIE, Assistant Prosecuting Attorney 1200 Ontario Street Cleveland, Ohio 44113
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For Defendants-Appellants:	DONALD J. MALARCIK, ESQ. 1 Cascade Plaza 20th Floor
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Akron, Ohio 44308

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2483 S. Main Street
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JAMES J. SWEENEY, P.J.

{¶1} Pursuant to the joint voluntary dismissal filed herein by the respective parties, this appeal is dismissed with costs taxed to the appellants.

COLLEEN CONWAY COONEY, J., and
SEAN C. GALLAGHER, J., CONCUR.

JAMES J. SWEENEY
PRESIDING JUDGE