

[Cite as *State v. Williams*, 2007-Ohio-998.]

# Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT  
COUNTY OF CUYAHOGA

JOURNAL ENTRY AND OPINION  
**No. 85893**

**STATE OF OHIO**

PLAINTIFF-APPELLEE

vs.

**NATUAN WILLIAMS**

DEFENDANT-APPELLANT

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**JUDGMENT: APPLICATION DENIED**

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APPLICATION FOR REOPENING  
MOTION NO. 393456  
LOWER COURT NO. CR-402485, CR-420549,  
AND CR-431166  
COMMON PLEAS COURT

**RELEASE DATE:** March 2, 2007

[Cite as *State v. Williams*, 2007-Ohio-998.]

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JUDGE SEAN C. GALLAGHER:

{¶ 1} On February 7, 2007, NaTuan Williams applied to reopen the appellate judgment that was rendered by this court in *State v. Williams*, Cuyahoga App. No. 85893, 2005-Ohio-6020. In that opinion, we affirmed the trial court's decision which denied Williams' petition for postconviction relief. For the following reason, we decline to reopen William's appeal:

{¶ 2} App.R. 26(B) provides in part:

A defendant in a criminal case may apply for reopening of the appeal from the judgment of conviction and sentence, based on a claim of ineffective assistance of counsel. \*\*\*

{¶ 3} In this matter, there was no appellate judgment announced or journalized that examined Williams' convictions or sentences in *State v. Williams*, Cuyahoga County Court of Common Pleas, Case Nos. CR-402485, CR-420549, and CR-431166. Rather, Williams is attempting to reopen an appeal from an adverse ruling on his petition for postconviction relief. Accordingly, this court is prevented from considering Williams' appeal pursuant to App.R. 26(B). *State v. White* (Mar. 22, 2001), Cuyahoga App. No. 78562, reopening disallowed (Sep. 28, 2001), Motion No. 27574; *State v. Halliwell* (Dec. 19, 1996), Cuyahoga App. No. 70369, reopening disallowed (Jan 29, 1999), Motion No. 00187; *State v. Skaggs* (May 12, 1999), Cuyahoga App. No. 76301, reopening disallowed (Sep. 21, 1999), Motion No. 7505; see also *State v. Loomer* (1996), 76 Ohio St.3d 398, 667 N.E.2d 1209; *State v.*

*Fields* (Feb. 1, 1996), Cuyahoga App. No. 68906, reopening disallowed (Sep. 5, 1997), Motion No. 84867; *State v. Williams* (Oct. 31, 1996), Cuyahoga App. No. 69936, reopening disallowed (May 7, 1997), Motion No. 82993.

{¶ 4} Accordingly, Williams’ application is denied.

SEAN C. GALLAGHER, JUDGE

JAMES J. SWEENEY, P.J., and  
COLLEEN CONWAY COONEY, J., CONCUR