

# Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT  
COUNTY OF CUYAHOGA

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JOURNAL ENTRY AND OPINION  
No. 100793

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**STATE OF OHIO**

PLAINTIFF-APPELLEE

vs.

**L.S.**

DEFENDANT-APPELLANT

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**JUDGMENT:**  
REVERSED AND REMANDED

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Criminal Appeal from the  
Cuyahoga County Court of Common Pleas  
Case No. CR-13-572990-B

**BEFORE:** E.A. Gallagher, J., Boyle, A.J., and Rocco, J.

**RELEASED AND JOURNALIZED:** July 24, 2014

## **ATTORNEY FOR APPELLANT**

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## **ATTORNEYS FOR APPELLEE**

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BY: Mahmoud Awadallah  
Assistant County Prosecutor  
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EILEEN A. GALLAGHER, J.:

{¶1} Defendant-appellant L.S. appeals from her conviction in the Cuyahoga County Court of Common Pleas. For the following reasons, we reverse and remand.

{¶2} L.S. was charged in a multiple-count indictment for offenses that allegedly occurred between January 1, 2010 and January 31, 2010. At the time that these crimes took place L.S. was 16 or 17 years of age because her date of birth is January 6, 1993.

{¶3} L.S. entered a plea of guilty to one amended count and was sentenced to a ten-month term of incarceration subject to a possible three-year period of postrelease control.

{¶4} On appeal, L.S. raises three assignments of error, two of which are rendered moot by our disposition of the first assigned error.

{¶5} In her first assignment of error appellant asserts that her conviction and sentence must be vacated as the trial court did not have jurisdiction to convict her.

{¶6} The state concedes this error. The conceded error necessitates a reversal of L.S.'s conviction and sentence.

{¶7} The conviction and sentence are vacated and the case is remanded in order for the matter to be transferred to the juvenile court division for further proceedings.

It is ordered that appellant recover from appellee the costs herein taxed.

The court finds there were reasonable grounds for this appeal.

It is ordered that a special mandate issue out of this court directing the common pleas court to carry this judgment into execution.

A certified copy of this entry shall constitute the mandate pursuant to Rule 27 of the Rules of Appellate Procedure.

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EILEEN A. GALLAGHER, JUDGE

MARY J. BOYLE, A.J., and  
KENNETH A. ROCCO, J., CONCUR