

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Dunson*, Slip Opinion No. 2020-Ohio-3871.]

NOTICE

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SLIP OPINION NO. 2020-OHIO-3871

THE STATE OF OHIO, APPELLANT, v. DUNSON, APPELLEE.

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

(No. 2017-0186—Submitted July 22, 2020—Decided August 4, 2020.)

APPEAL from the Court of Appeals for Montgomery County,

No. 26990, 2016-Ohio-8365.

{¶ 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 and STEWART, JJ., would not remand the cause.

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

SUPREME COURT OF OHIO

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

Timothy Young, Ohio Public Defender, and Patrick T. Clark, Assistant Public Defender, for appellee, James L. Dunson.

American Civil Liberties Union of Ohio Foundation, Elizabeth Bonham, Caitlin Hill, and Freda J. Levenson, urging affirmance for amici curiae American Civil Liberties Union of Ohio, American Civil Liberties Union Foundation, Southern Poverty Law Center, and Lawyers' Committee for Civil Rights Under Law.