

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

[Cite as *State v. Sibrian*, 161 Ohio St.3d 348, 2020-Ohio-3876.]

Court of appeals' judgment reversed, and cause remanded for application of State v. Taylor.

(No. 2019-0697—Submitted July 22, 2020—Decided August 4, 2020.)

APPEAL from the Court of Appeals for Montgomery County,
No. 27964, 2019-Ohio-1262.

{¶ 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*, 161 Ohio St.3d 319, 2020-Ohio-3514, 163 N.E.3d 486.

O'CONNOR, C.J., and KENNEDY, FISCHER, and DEWINE, JJ., concur.

FRENCH, J., dissents and would order briefing.

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

STEWART, J., dissents and would dismiss the appeal as having been improvidently accepted.

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