

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Alley*, Slip Opinion No. 2024-Ohio-5746.]

NOTICE

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SLIP OPINION NO. 2024-OHIO-5746

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

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Appeal dismissed as having been improvidently accepted.

(No. 2024-0288—Submitted December 6, 2024—Decided December 10, 2024.)

APPEAL from the Court of Appeals for Sandusky County,

No. S-23-006, 2024-Ohio-115.

The below judgment entry of the court was joined by KENNEDY, C.J., and FISCHER, DEWINE, DONNELLY, STEWART, and DETERS, JJ. BRUNNER, J., dissented and would hold the cause for the decision in 2023-1058, *State v. Smith*.

{¶ 1} This cause is dismissed as having been improvidently accepted.

Beth A. Tischler, Sandusky County Prosecuting Attorney, for appellee.
Stahl & Stephenson and Michael H. Stahl, for appellant, Matthew Alley.

SUPREME COURT OF OHIO

