

NOTICE

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SLIP OPINION NO. 2026-OHIO-3188

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

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Cobb*, Slip Opinion No. 2026-Ohio-3188.]

Court of appeals' judgment affirmed on the authority of State v. King.

(No. 2025-0375—Submitted August 5, 2026—Decided August 20, 2026.)

APPEAL from the Court of Appeals for Logan County, No. 8-24-51.

The below judgment of the court was joined by KENNEDY, C.J., and FISCHER, DEWINE, BRUNNER, DETERS, HAWKINS, and SHANAHAN, JJ.

{¶ 1} In *State v. King*, this court held that under R.C. 2945.67(A), a trial court's postverdict judgment of acquittal was appealable by the State of Ohio with leave of the court of appeals but was not appealable by the State as of right. 2026-Ohio-2656, ¶ 2. This case involves the Third District Court of Appeals' judgment dismissing an attempted appeal of right by the State. The judgment of the Third District is affirmed on the authority of *King*.

SUPREME COURT OF OHIO

Eric C. Stewart, Logan County Prosecuting Attorney, and Nathan L. Yohey,
Assistant Prosecuting Attorney, for appellant.

William T. Cramer, for appellee, Marcus R. Cobb.

D. Andrew Wilson, Ohio Attorney General, Mathura J. Sridharan, Solicitor
General, and Stephen P. Carney, Deputy Solicitor General, for amicus curiae, Ohio
Attorney General D. Andrew Wilson.
