

[Cite as *State v. Snyder*, 2013-Ohio-5570.]

COURT OF APPEALS
KNOX COUNTY, OHIO
FIFTH APPELLATE DISTRICT

STATE OF OHIO

Plaintiff-Appellee

-vs-

ELIZABETH SNYDER

Defendant-Appellant

JUDGES:

Hon. William B. Hoffman, P.J.

Hon. Patricia A. Delaney, J.

Hon. Craig R. Baldwin, J.

Case No. 13CA16

OPINION

CHARACTER OF PROCEEDING:

Appeal from the Knox County Court of
Common Pleas, Case No. 12CR08-0119

JUDGMENT:

Reversed and Vacated

DATE OF JUDGMENT ENTRY:

December 16, 2013

APPEARANCES:

For Plaintiff-Appellee

For Defendant-Appellant

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Hoffman, P.J.

{¶1} Defendant-appellant Elizabeth Snyder appeals her conviction on one count of Attempted Corrupting Another with Drugs, in violation of R.C. 2923.02(A) and R.C. 2925.02(A)(3), following her plea of no contest. The state of Ohio is Appellee.

{¶2} Appellant is the birth mother of L.S. L.S. was born live and tested positive for opiates. Appellant admitted to using opiates while pregnant.¹ The sole issue presented herein is whether L.S. is “another” for purposes of the charged offense.

{¶3} This court recently addressed this exact issue in *State v. Bales*, 5th Dist. No. 13CA5, 2013-Ohio-4957. Upon review, we adhere to the rationale expressed in *Bales* and sustain Appellant’s sole assignment of error (albeit not on the authority of *State v. Gray*).

{¶4} The judgment of the Knox County Court of Common Pleas is reversed and Appellant’s conviction is vacated.

By: Hoffman, P.J.

Delaney, J. and

Baldwin, J. concur

HON. WILLIAM B. HOFFMAN

HON. PATRICIA A. DELANEY

HON. CRAIG R. BALDWIN

¹ A fuller rendition of the facts is unnecessary for our resolution of this appeal.

