

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Clayborn*, Slip Opinion No. 2011-Ohio-5345.]

NOTICE

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SLIP OPINION NO. 2011-OHIO-5345

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

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Cause remanded for application of State v. Williams.

(No. 2011-0745—Submitted August 8, 2011—Decided October 20, 2011.)

APPEAL from the Court of Appeals for Franklin County, No. 10AP-545,
2011-Ohio-1890.

{¶ 1} The discretionary appeal is accepted.

{¶ 2} The judgment of the court of appeals is reversed and the cause is remanded for application of *State v. Williams*, 129 Ohio St.3d 344, 2011-Ohio-3374, ___ N.E.2d ___.

O’CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, LANZINGER, CUPP, and MCGEE BROWN, JJ., concur.

O’DONNELL, J., dissents and would affirm the judgment of the court of appeals.

SUPREME COURT OF OHIO

Ronald O'Brien, Franklin County Prosecuting Attorney, and Steven Taylor, Assistant Prosecuting Attorney, for appellee.

Yeura R. Venters, Franklin County Public Defender, and Allen V. Adair, Assistant Public Defender, for appellant.
