

[Cite as *Cleveland v. Washington Mut. Bank*, 2010-Ohio-2957.]

# Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT  
COUNTY OF CUYAHOGA

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JOURNAL ENTRY AND OPINION  
**No. 91379**

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**CITY OF CLEVELAND**

PLAINTIFF-APPELLEE

vs.

**WASHINGTON MUTUAL BANK**

DEFENDANT-APPELLANT

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**JUDGMENT:**  
**VACATED AND REMANDED**

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Criminal Appeal from the  
Cleveland Municipal Court  
Case No. 2007 CRB 005057

**BEFORE:** Rocco, J., Sweeney, J., and Boyle, J.

**RELEASED:** June 24, 2010

**JOURNALIZED:**

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N.B. This entry is an announcement of the court's decision. See App.R. 22(B), 22(D) and 26(A); Loc.App.R. 22. This decision will be journalized and will become the judgment and order of the court pursuant to App.R. 22(E) unless a motion for reconsideration with supporting brief, per App.R. 26(A), is filed within ten (10) days of the announcement of the court's decision. The time period for review by the Supreme Court of Ohio shall begin to run upon the journalization of this court's announcement of decision by the clerk per App.R. 22(E). See, also, S.Ct. Prac.R. II, Section 2(A)(1).

KENNETH A. ROCCO, J.:

{¶ 1} The Ohio Supreme Court has affirmed our judgment in *City of Cleveland v. Washington Mutual Bank, et al.*, 179 Ohio App.3d 692, 2008 -Ohio- 6956, 903 N.E.2d 384, and remanded the matter to this court for further proceedings consistent with its opinion.

{¶ 2} In accordance with the supreme court's decision, we vacate the judgment of conviction entered by the municipal court and remand for further proceedings consistent with the Ohio Supreme Court's opinion.

Vacated and remanded.

KENNETH A. ROCCO, JUDGE

JAMES J. SWEENEY, J., and  
MARY J. BOYLE, J., CONCUR