

[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

JOHN C. THATCHER  
Knox County Prosecutor  
JOSEPH D. SAKS  
Assistant Prosecuting Attorney  
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JOHN A. DANKOVICH  
Knox County Public Defender  
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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.<sup>1</sup> 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*, 5<sup>th</sup> 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

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HON. WILLIAM B. HOFFMAN

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HON. PATRICIA A. DELANEY

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HON. CRAIG R. BALDWIN

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<sup>1</sup> A fuller rendition of the facts is unnecessary for our resolution of this appeal.

