

1 THE STATE OF OHIO, APPELLEE, V. SMITH, APPELLANT.

2 [Cite as *State v. Smith* (1996), \_\_\_ Ohio St.3d \_\_\_\_.]

3 *Criminal law -- Drug offenses -- R.C. 2925.14(H) does not violate the due*  
4 *process or equal protection provisions of the Ohio and United States*  
5 *Constitutions.*

6 (No. 95-1183 -- Submitted June 5, 1996 -- Decided July 3, 1996.)

7 APPEAL from the Court of Appeals for Washington County, No. 94 CA  
8 21.

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10 *Robert J. Smith*, for appellee.

11 *David H. Bodiker*, Ohio Public Defender.

12 *J. Michael Westfall*, Assistant Public Defender, and *Janet A. Fogle*,

13 Washington County Public Defender, for appellant.

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15 The judgment of the court of appeals, upholding the constitutionality  
16 of R.C. 2925.14(H), is affirmed on the authority of *State v. Thompkins*  
17 (1996), 75 Ohio St.3d 558, \_\_\_ N.E.2d \_\_\_\_.

1 MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER, COOK and

2 STRATTON, JJ., concur.

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