

[Cite as *State v. Hlavsa*, 91 Ohio St.3d 131, 2001-Ohio-274.]

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

[Cite as *State v. Hlavsa* (2001), 91 Ohio St.3d 131.]

Criminal law — R.C. 2907.02 — Anal rape — Court of appeals' judgment reversed and cause remanded for new trial on authority of State v. Wells.

(No. 00-1177 — Submitted January 31, 2001 — Decided March 7, 2001.)

APPEAL from the Court of Appeals for Cuyahoga County, No. 76221.

The judgment of the court of appeals relating to the counts of anal rape is reversed, and the cause is remanded for a new trial on those counts pursuant to the decision and opinion in *State v. Wells* (2001), 91 Ohio St.3d 32, 740 N.E.2d 1097.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER, COOK and LUNDBERG STRATTON, JJ., concur.
