

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Mentser*, Slip Opinion No. 2011-Ohio-5446.]

NOTICE

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SLIP OPINION NO. 2011-OHIO-5446

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

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Cause remanded to the court of appeals for application of State v. Williams.

(No. 2009-0273—Submitted October 18, 2011—Decided October 26, 2011.)

APPEAL from the Court of Appeals for Warren County,

No. CA2008-06-075 and CA2008-06-076.

{¶ 1} The cause is remanded to the court of appeals for application of *State v. Williams*, ___ Ohio St.3d ___, 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.

David P. Fornshell, Warren County Prosecuting Attorney, and Michael Greer, Assistant Prosecuting Attorney, for appellee.

George C. Luther, for appellant.
