

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Bruce*, Slip Opinion No. 2009-Ohio-6090.]

NOTICE

This slip opinion is subject to formal revision before it is published in an advance sheet of the Ohio Official Reports. Readers are requested to promptly notify the Reporter of Decisions, Supreme Court of Ohio, 65 South Front Street, Columbus, Ohio 43215, of any typographical or other formal errors in the opinion, in order that corrections may be made before the opinion is published.

**SLIP OPINION NO. 2009-OHIO-6090**

**THE STATE OF OHIO, APPELLEE, v. BRUCE, APPELLANT.**

**[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Bruce*, Slip Opinion No. 2009-Ohio-6090.]**

*Discretionary appeal accepted, and court of appeals' judgment affirmed on the authority of State v. Hunter.*

(No. 2009-0844 — Submitted August 11, 2009 — Decided  
November 24, 2009.)

APPEAL from the Court of Appeals for Cuyahoga County, No. 90897,  
2009-Ohio-1067.

---

{¶ 1} The discretionary appeal is accepted on Proposition of Law No. I.

{¶ 2} The judgment of the court of appeals is affirmed on the authority of *State v. Hunter*, 123 Ohio St.3d 164, 2009-Ohio-4147, 915 N.E.2d 292.

MOYER, C.J., and PFEIFER, LUNDBERG STRATTON, O'CONNOR,  
O'DONNELL, LANZINGER, and CUPP, JJ., concur.

---

SUPREME COURT OF OHIO

William D. Mason, Cuyahoga County Prosecuting Attorney, and T. Allan Regas, Assistant Prosecuting Attorney, for appellee.

Robert L. Tobik, Cuyahoga County Public Defender, and Paul A. Kuzmins, Assistant Public Defender, for appellant.

---