

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Lampkin*, Slip Opinion No. 2011-Ohio-5715.]

NOTICE

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SLIP OPINION NO. 2011-OHIO-5715

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

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Court of appeals' judgment reversed on the authority of State v. Lester.

(Nos. 2010-1975 and 2010-2232—Submitted November 2, 2011—Decided November 9, 2011.)

APPEAL from the Court of Appeals for Lucas County, No. L-09-1270,
2010-Ohio-4934.

{¶ 1} The judgment of the court of appeals is reversed on the authority of *State v. Lester*, ___ Ohio St.3d ___, 2011-Ohio-5204, ___ N.E.2d ___.

O'CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, O'DONNELL, CUPP, and MCGEE BROWN, JJ., concur.

LANZINGER, J., dissents.

Julia R. Bates, Lucas County Prosecuting Attorney, and Kevin A. Pituch and Evy M. Jarrett, Assistant Prosecuting Attorneys, for appellee.

Kenneth J. Rexford & Co., L.L.C., and Kenneth J. Rexford, for appellant.
