

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Calhoun*, Slip Opinion No. 2010-Ohio-4981.]

NOTICE

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SLIP OPINION NO. 2010-OHIO-4981

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

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(No. 2009-2324 — Submitted September 29, 2010 — Decided October 19, 2010.)

Appeal dismissed as improvidently accepted.

APPEAL from the Court of Appeals for Cuyahoga County, No. 92103,
2009-Ohio-6097.

{¶ 1} The cause is dismissed, sua sponte, as having been improvidently accepted.

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

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

Robert L. Tobik, Cuyahoga County Public Defender, and John T. Martin, Assistant Public Defender, for appellee.
