

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Griffis*, Slip Opinion No. 2012-Ohio-2201.]

NOTICE

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SLIP OPINION NO. 2012-OHIO-2201

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

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Appeal dismissed as improvidently accepted. Motion to vacate stay of briefing denied as moot.

(No. 2011-1194—Submitted May 9, 2012—Decided May 23, 2012.)

APPEAL from the Court of Appeals for Muskingum County, No. CT2010-57,
2011-Ohio-2955.

{¶ 1} The cause is dismissed, sua sponte, as having been improvidently accepted. Appellant’s motion to vacate stay of briefing is denied as moot.

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

LANZINGER, J., dissents.

Timothy Young, Ohio Public Defender, and Peter Galyardt, Assistant Public Defender, for appellant.
