

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Jones*, Slip Opinion No. 2012-Ohio-5763.]

NOTICE

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SLIP OPINION NO. 2012-OHIO-5763

STATE v. JONES.

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Court of appeals' judgment affirmed on the authority of State v. Howard.

(No. 2012-0744—Submitted December 4, 2012—Decided December 7, 2012.)

APPEAL from the Court of Appeals for Montgomery County,

No. 24610, 2012-Ohio-1231.

{¶ 1} The judgment of the court of appeals is affirmed on the authority of *State v. Howard*, ___ Ohio St.3d ___, 2012-Ohio-5738, ___ N.E.2d ___.

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

Mathias H. Heck Jr., Montgomery County Prosecuting Attorney, and Johnna M. Shia, Assistant Prosecuting Attorney, for appellant.

Bahjat M. Abdallah, for appellee.
