### **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. 2012-OHIO-5886**

## IN RE C.T.

# [Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *In re C.T.*, Slip Opinion No. 2012-Ohio-5886.]

Court of appeals' judgment reversed on the authority of State v. Williams (No. 2012-0915—Submitted December 11, 2012—Decided December 14, 2012.) APPEAL from the Court of Appeals for Cuyahoga County, No. 97278, 2012-Ohio-1644.

{¶ 1} On September 5, 2012, this discretionary appeal was accepted on Propositions of Law No. I and II and held for this court's decisions in *State v*. *Williams*, \_\_\_\_ Ohio St.3d \_\_\_\_, 2012-Ohio-5695, \_\_\_\_ N.E.2d \_\_\_\_, and *State v*. *Sutton*, 8th Dist. No. 96408, 2011-Ohio-6270, *appeal dismissed*, 132 Ohio St.3d 1534, 2012-Ohio-4381, \_\_\_\_ N.E.2d \_\_\_\_.

 $\{\P 2\}$  The judgment of the court of appeals is reversed and the cause is remanded to the court of appeals for application of *State v. Williams*.

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

## SUPREME COURT OF OHIO

PFEIFER, J., dissents. KENNEDY, J., not participating.

Timothy J. McGinty, Cuyahoga County Prosecuting Attorney, and T. Allan Regas, Assistant Prosecuting Attorney, for appellant.

Law Office of Joseph J. Lanter, L.L.C., and Joseph Lanter, for appellee.