

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Schroeder*, Slip Opinion No. 2017-Ohio-7858.]

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SLIP OPINION NO. 2017-OHIO-7858

THE STATE OF OHIO, APPELLEE, *v.* SCHROEDER, APPELLANT.

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Court of appeals' judgment reversed on the authority of State v. Grimes and cause remanded.

(No. 2016-0570—Submitted June 7, 2017—Decided September 28, 2017.)

Appeal from the Court of Appeals for Lucas County,

No. L-14-1228, 2016-Ohio-849.

{¶ 1} The judgment of the court of appeals is reversed on the authority of *State v. Grimes*, ___ Ohio St.3d ___, 2017-Ohio-2927, __ N.E.3d ___, and this cause is remanded to the trial court for further proceedings consistent with our decision in *Grimes*.

O'CONNOR, C.J., and O'DONNELL, O'NEILL, and FISCHER, JJ., concur.

FRENCH, J., concurs in judgment only.

SUPREME COURT OF OHIO

KENNEDY, J., dissents and would affirm the judgment of the court of appeals.

DEWINE, J., dissents and would affirm the judgment of the court of appeals for the reasons stated in his concurring opinion in *State v. Grimes*, ___ Ohio St.3d ___, 2017-Ohio-2927, __ N.E.3d ___.

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

Timothy Young, Ohio Public Defender, and Stephen P. Hardwick, Assistant Public Defender, for appellant.
