

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Sibrian*, Slip Opinion No. 2020-Ohio-3867.]

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SLIP OPINION NO. 2020-OHIO-3867

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

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

(No. 2019-0697—Submitted July 22, 2020—Decided August 4, 2020.)

APPEAL from the Court of Appeals for Montgomery County,
No. 27964, 2019-Ohio-1262.

{¶ 1} The judgment of the court of appeals is reversed, and the cause is remanded to the court of appeals for application of *State v. Taylor*, __ Ohio St.3d __, 2020-Ohio-3514, __ N.E.3d __.

O'CONNOR, C.J., and KENNEDY, FISCHER, and DEWINE, JJ., concur.

FRENCH, J., dissents and would order briefing.

DONNELLY, J., dissents for the reasons set forth in the dissenting opinion in *Taylor*.

SUPREME COURT OF OHIO

STEWART, J., dissents and would dismiss the appeal as having been improvidently accepted.

Mathias H. Heck Jr., Montgomery County Prosecuting Attorney, and
Andrew T. French, Assistant Prosecuting Attorney, for appellant, state of Ohio.
