

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Dowdy*, Slip Opinion No. 2020-Ohio-4789.]

NOTICE

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SLIP OPINION NO. 2020-OHIO-4789

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

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Dowdy*, Slip Opinion No. 2020-Ohio-4789.]

Court of appeals' judgment reversed on the authority of State v. Harper and State v. Henderson.

(No. 2019-1430—Submitted August 5, 2020—Decided October 8, 2020.)

APPEAL from the Court of Appeals for Cuyahoga County,

No. 107844, 2019-Ohio-3570.

{¶ 1} The judgment of the court of appeals is reversed on the authority of *State v. Harper*, __ Ohio St.3d __, 2020-Ohio-2913, __ N.E.3d __, and *State v. Henderson*, __ Ohio St.3d __, 2020-Ohio-4784, __ N.E.3d __.

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

SUPREME COURT OF OHIO

Michael C. O'Malley, Cuyahoga County Prosecuting Attorney, and Katherine Elizabeth Mullin and Frank Romeo Zeleznikar, Assistant Prosecuting Attorneys, for appellant.

Mark A. Stanton, Cuyahoga County Public Defender, and John T. Martin, Assistant Public Defender, for appellee, Shaun E. Dowdy.

Dave Yost, Attorney General, Benjamin M. Flowers, Solicitor General, and Zachery P. Keller, Deputy Solicitor General, urging reversal for amicus curiae, Attorney General Dave Yost.
