

NO. 08-0363

---

IN THE SUPREME COURT OF OHIO

---

APPEAL FROM  
THE COURT OF APPEALS FOR CUYAHOGA COUNTY, OHIO  
NO. 89057

---

STATE OF OHIO,

Plaintiff-Appellant

-vs-

TIMOTHY EVANS,

Defendant-Appellee

---

**NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO**

---

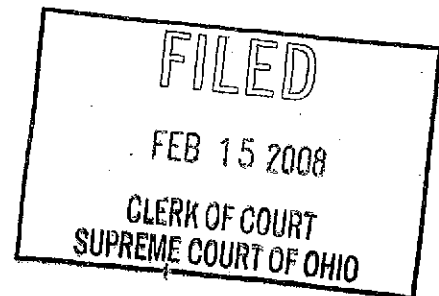
Counsel for Plaintiff-Appellant

**WILLIAM D. MASON**  
Cuyahoga County Prosecutor

**MATTHEW E. MEYER (0075253)**  
Assistant Prosecuting Attorney  
The Justice Center  
1200 Ontario Street  
Cleveland, Ohio 44113  
(216) 443-7800

Counsel for Defendant-Appellee

**DAVID M. KING** 56205  
310 Lakeside Avenue #200  
Cleveland, Ohio 44113



NO.

---

IN THE SUPREME COURT OF OHIO

---

APPEAL FROM  
THE COURT OF APPEALS FOR CUYAHOGA COUNTY, OHIO  
NO. 89057

---

STATE OF OHIO,  
Plaintiff-Appellant

-vs-

TIMOTHY EVANS,  
Defendant-Appellee

---

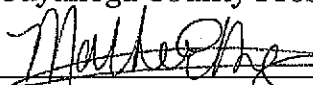
**NOTICE OF APPEAL TO THE SUPREME COURT OF OHIO**

---

Now comes the State of Ohio and hereby gives Notice of Appeal to the Supreme Court of Ohio from a judgment and final order of the Court of Appeals for Cuyahoga County, Ohio, Eighth Judicial District, filed January 17, 2008 which affirmed the decision of the trial court.

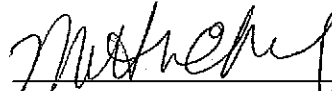
Said cause did not originate in the Court of Appeals and involves a felony.

Respectfully submitted,  
WILLIAM D. MASON  
Cuyahoga County Prosecuting Attorney

  
MATTHEW E. MYER (0075253)  
Assistant Prosecuting Attorney  
Cuyahoga County Prosecutor's Office  
1200 Ontario St., 8<sup>th</sup> Floor  
Cleveland, Ohio 44113  
(216) 443-7821  
(216) 698-2270 fax  
p4mm4@cuyahogacounty.us email

**CERTIFICATE OF SERVICE**

A copy of the foregoing Notice of Appeal was sent by regular U.S. Mail this 14<sup>th</sup> day of February, 2008 to 2008 to David M. King, Esq., counsel for the defendant, 310 Lakeside Ave, Suite 200, Cleveland, Ohio 44113 and to the Office of the Ohio Public Defender, 8 East Long Street, 11<sup>th</sup> Floor, Columbus, Ohio 43215.



---

MATTHEW E. MEYER (0075253)  
Assistant Prosecuting Attorney