

[Cite as *State v. White*, 2009-Ohio-3044.]

**IN THE COURT OF APPEALS OF OHIO  
SECOND APPELLATE DISTRICT  
MONTGOMERY COUNTY**

STATE OF OHIO	:	
	:	Appellate Case No. 22994
Plaintiff-Appellee	:	
	:	Trial Court Case No. 01-CR-2075
v.	:	
	:	(Criminal Appeal from
CHARLES R. WHITE	:	Common Pleas Court)
	:	
Defendant-Appellant	:	
	:	

.....  
OPINION

Rendered on the 19<sup>th</sup> day of June, 2009.

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MATHIAS H. HECK, JR., by DOUGLAS M. TROUT, Atty. Reg. #0072027, Montgomery County Prosecutor’s Office, Appellate Division, Montgomery County Courts Building, P.O. Box 972, 301 West Third Street, Dayton, Ohio 45422  
Attorney for Plaintiff-Appellee

DAVID K. WEHNER, Atty. Reg. #0016080, Public Defender’s Office, 117 South main Street, Suite 400, Dayton, Ohio 45422  
Attorney for Defendant-Appellant

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FAIN, J.

{¶ 1} In 2001, defendant-appellant Charles R. White was charged by bill of information, having waived indictment, with Corruption of a Minor. He pled guilty to

Unlawful Sexual Conduct with a Minor. Community control sanctions were imposed, and White was classified as a Sexually Oriented Offender.

{¶ 2} In 2006, in an entry determining White to have been rehabilitated, his community control sanctions were terminated.

{¶ 3} In January, 2008, White filed an objection to reclassification. White did not attach a copy of his notice of reclassification, and the record does not disclose to what tier – Tier I, Tier II, or Tier III – he was reclassified. The trial court overruled White’s objection to his reclassification.

{¶ 4} White and the State have filed with this court a Joint Stipulation signifying their intentions to rely exclusively upon the briefs filed by the defendant and by the State, respectively, in *State v. Barker*, Montgomery App. No. 22963, 2009-Ohio-2774. Neither White nor the State has filed a separate brief in this appeal.

{¶ 5} In *State v. Barker*, supra, we have overruled the defendant’s sole assignment of error and have affirmed the order of the trial court. Upon the authority of *State v. Barker*, supra, we similarly overrule White’s assignment of error. The order of the trial court from which this appeal is taken is Affirmed.

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BROGAN and FROELICH, JJ., concur.

Copies mailed to:

Mathias H. Heck  
Douglas M. Trout  
David K. Wehner  
Hon. Mary Lynn Wiseman

