

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

[Cite as *State v. Lyons* (1998), ___ Ohio St.3d ____.]

Criminal procedure — Classification as sexual predator — Court of appeals' judgment reversed on authority of State v. Cook — Sexually oriented offender finding by trial court reinstated.

(No. 98-1396 — Submitted October 13, 1998 — Decided December 2, 1998.)

CERTIFIED by the Court of Appeals for Erie County, No. E-97-045.

Kevin J. Baxter, Erie County Prosecuting Attorney, and *Mary Ann Barylski*, Assistant Prosecuting Attorney, for appellant.

The judgment of the court of appeals is reversed on the authority of *State v. Cook* (1998), 83 Ohio St.3d 404, 700 N.E.2d 570.

The trial court's finding that Scott Lyons is a sexually oriented offender is reinstated.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER, COOK and LUNDBERG STRATTON, JJ., concur.