

State v. Williams, Not Reported in N.E.2d (1996)

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1996 WL 421770

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CHECK OHIO SUPREME COURT RULES  
FOR REPORTING OF OPINIONS AND  
WEIGHT OF LEGAL AUTHORITY.

Court of Appeals of Ohio, Twelfth  
District, Madison County.

STATE of Ohio, Plaintiff-Appellee,

v.

William Kelly WILLIAMS, Defendant-Appellant.

No. CA96-03-015. | July 29, 1996.

**Attorneys and Law Firms**

Michael J. McCarthy, 15 North Liberty Street, Powell, Ohio  
43065, for plaintiff-appellee

Koffel & Jump, Bradley P. Koffel, 2130 Arlington Avenue,  
Columbus, Ohio 43221, for defendant-appellant

**Opinion**

***OPINION***

YOUNG, J.

\*1 Defendant-appellant, William Kelly Williams, appeals his conviction for driving under the influence of alcohol in violation of [R.C. 4511.19\(A\)\(3\)](#).

Appellant pleaded no contest and was found guilty after the trial court denied his motion to dismiss on double jeopardy grounds. As his sole assignment of error, appellant claims the trial court erred in denying his motion to dismiss. Appellant argues that because he had been subjected to an administrative license suspension, jeopardy had already attached and any further prosecution on the underlying DUI charge violated double jeopardy principles of the United States and Ohio Constitutions.

Appellant's assignment of error is not well-taken and is overruled on the basis of this court's decision in [State v. Sims \(Aug. 21, 1995\)](#), [Butler App. No. CA94-12-215](#), unreported.

Judgment affirmed.

[WALSH](#), P.J., and [KOEHLER](#), J., concur.

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