



**ASSISTANT
PROSECUTORS**

Rhonda L. Best
Brian O. Boos
Heather N. Jans
Felony Crimes

Jonathan A. Ketter
Civil Litigation

Angela M. Boes
Juvenile Delinquencies

**PROSECUTING ATTORNEY
SENECA COUNTY
DEREK W. DeVINE**

71 S. WASHINGTON STREET, SUITE #1204 • TIFFIN, OHIO 44883
419-448-4444 • TOLL FREE 888-507-6724 • FAX 419-443-7911
www.senecapros.org

**SUPPORT
STAFF**

Sharon M. Skeel
Office Administrator
Matthew C. Nofz
Secret Service Officer

PRESS RELEASE

For Immediate Release

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Re: *State of Ohio vs. David L. Deanda*, Ohio Supreme Court Slip Opinion 2013-1722

Today the Ohio Supreme Court reversed a prior decision of the Third District Court of Appeals which had overturned a Seneca County jury verdict finding David L. Deanda guilty of felonious assault. Deanda had been originally indicted for attempted murder for a 2009 attack on David Swartz. A jury had returned a guilty verdict for the lesser included offense of felonious assault. That conviction had been reversed by the Court of Appeals in 2012.

The Seneca County Prosecutor's Office had then appealed the adverse decision to the Ohio Supreme Court. The Supreme Court unanimously voted that felonious assault is a lesser included offense. The case has been remanded back to the Third District Court of Appeals for consideration of any remaining appellate issues.

Assistant Prosecutor Brian O. Boos represented the Prosecutor's office at the Ohio Supreme Court. "Brian did a tremendous job setting up the issue for the Supreme Court to consider" said Seneca County Prosecutor Derek W. DeVine. "It is not often that we get the opportunity to present a case to the Ohio Supreme Court and I'm proud of Brian's hard work and diligence in following through on this important issue for our office and prosecutor's throughout the state."

Mr. Deanda was represented by Tiffin attorney John Kahler.

The opinion can be viewed at the Ohio Supreme Court website.