# CAPTION: STATE V. SOWDERS

**12-13-23**

APPEAL NO.: C-230153

TRIAL NO.: B-2104918

KEY WORDS: EVIDENCE — CONSTITUTIONAL LAW/CRIMINAL — PLAIN ERROR – REAGAN TOKES LAW – COUNSEL

SUMMARY:

 The trial court’s admission of body-worn camera video and references to DNA evidence as other acts evidence under Evid.R. 404(B) did not constitute plain error.

 Defendant’s convictions were not against the manifest weight of the evidence where the jury was free to believe the victim’s testimony that defendant used a firearm and threats of force to obtain cash.

 Defendant could not show that counsel was ineffective in failing to file a motion to suppress evidence where he failed to establish that a basis to suppress existed.

 The Reagan Tokes Law does not violate the United States Constitution or Ohio Constitution on separation of powers or due process grounds. *State v. Hacker*, Slip Opinion No. 2023-Ohio-2535; *State v. Searight*, 1st Dist. Hamilton No. C-230060, 2023-Ohio-3584.

JUDGMENT: AFFIRMED

JUDGES: OPINION by BERGERON, J.; CROUSE, P.J., and ZAYAS, J., CONCUR.