# CAPTION: STATE V. HAWKINS

**04-03-24**

APPEAL NO.: C-230489

TRIAL NO.: 23CRB-1468

KEY WORDS: SELF-DEFENSE — CONSTITUTIONAL LAW/CRIMINAL — CRIM.R. 12.2 — COUNSEL

SUMMARY:

Although the trial court acted inconsistently in admitting and weighing defendant’s self-defense arguments despite holding them “waived” because defendant failed to file notice of self-defense as required by Crim.R. 12.2, the inconsistency was harmless because defendant did not show how he was prejudiced by it.

Defendant was not deprived of the effective assistance of trial counsel because of trial counsel’s failure to file a notice of self-defense as required by Crim.R. 12.2 because defendant did not show how he was prejudiced by the failure to file the notice.

JUDGMENT: AFFIRMED

JUDGES: OPINION by BERGERON, J.; BOCK, P.J., and WINKLER, J., CONCUR.