

No.

IN THE

SUPREME COURT OF THE UNITED STATES

DAMON CHRISTOPHER CRIM,

Petitioner,

v.

THE STATE OF OHIO

Respondent.

**APPLICATION FOR LEAVE TO PROCEED
*IN FORMA PAUPERIS***

Petitioner Damon Christopher Crim respectfully requests leave to file his Petition for Writ of Certiorari to the Supreme Court of Ohio without prepayment of costs or fees and to proceed *informa pauperis* pursuant to Rule 39. Petitioner's direct appeal to the Supreme Court of Ohio proceeded *in forma pauperis*. The entry of Ohio's Cuyahoga County Court of Common Pleas appointing the Cuyahoga County Public Defender to represent Petitioner on direct appeal is attached.

Respectfully submitted,

JEFFREY M. GAMSO
Assistant Cuyahoga County Public Defender
310 Lakeside Avenue, Suite 200
Cleveland, Ohio 44113

(216) 443-7583

jeff.gamso@gmail.com

Counsel for Petitioner Damon Christopher Crim



106517931

**IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO**

THE STATE OF OHIO
Plaintiff

DAMON CHRISTOHPER CRIM
Defendant

Case No: CR-18-629432-A

Judge: SHERRIE MIDAY

INDICT: 2907.02 RAPE
2907.02 RAPE
2903.11 FELONIOUS ASSAULT
ADDITIONAL COUNTS...

JOURNAL ENTRY

DEFENDANT IN COURT. COUNSEL LEIF CHRISTMAN PRESENT.

COURT REPORTER PRESENT.

ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO FELONIOUS ASSAULT 2903.11 A(2) F2 WITH FIREARM SPECIFICATION(S) - 1 YEAR (2941.141) AS AMENDED IN COUNT(S) 4 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO FELONIOUS ASSAULT 2903.11 A(2) F2 AS CHARGED IN COUNT(S) 6 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO KIDNAPPING 2905.01 A(3) F1 AS AMENDED IN COUNT(S) 7 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO DOMESTIC VIOLENCE 2919.25 A M1 AS CHARGED IN COUNT(S) 9 OF THE INDICTMENT.

ON A FORMER DAY OF COURT THE DEFENDANT PLEAD GUILTY TO DRUG POSSESSION 2925.11 A F5 AS CHARGED IN COUNT(S) 11 OF THE INDICTMENT.

COUNT(S) 1, 2, 3, 5, 8, 10, 12 WAS/WERE NOLLED.

DEFENDANT ADDRESSES THE COURT, PROSECUTOR CARSON STRANG & MEGAN HELTON ADDRESSES THE COURT.

THE COURT CONSIDERED ALL REQUIRED FACTORS OF THE LAW.

THE COURT FINDS THAT PRISON IS CONSISTENT WITH THE PURPOSE OF R. C. 2929.11.

THE COURT IMPOSES A PRISON SENTENCE AT THE LORAIN CORRECTIONAL INSTITUTION OF 21 YEAR(S).

CT. 4: 1 YEAR FIREARM SPEC. RUNS PRIOR AND CONSECUTIVE TO 6 YRS UNDERLYING SENTENCE. CT.6: 6 YEARS, CT.7: 8 YEARS. CTS.4,6 & 7 RUN CONSECUTIVE TO EACH OTHER AND CONCURRENT TO CTS. 9 & 11. TOTAL SENTENCE 21 YEARS CT. 9: 6 MOS. & CT.11. 12 MOS.

THE COURT IMPOSES PRISON TERMS CONSECUTIVELY FINDING THAT CONSECUTIVE SERVICE IS NECESSARY TO PROTECT THE PUBLIC FROM FUTURE CRIME OR TO PUNISH DEFENDANT; THAT THE CONSECUTIVE SENTENCES ARE NOT DISPROPORTIONATE TO THE SERIOUSNESS OF DEFENDANT'S CONDUCT AND TO THE DANGER DEFENDANT POSES TO THE PUBLIC; AND THAT, AT LEAST TWO OF THE MULTIPLE OFFENSES WERE COMMITTED IN THIS CASE AS PART OF ONE OR MORE COURSES OF CONDUCT, AND THE HARM CAUSED BY SAID MULTIPLE OFFENSES WAS SO GREAT OR UNUSUAL THAT NO SINGLE PRISON TERM FOR ANY OF THE OFFENSES COMMITTED AS PART OF ANY OF THE COURSES OF CONDUCT ADEQUATELY REFLECTS THE SERIOUSNESS OF DEFENDANT'S CONDUCT.

POST RELEASE CONTROL IS PART OF THIS PRISON SENTENCE FOR 3 YEARS MANDATORY FOR THE ABOVE FELONY(S) UNDER R.C.2967.28. DEFENDANT ADVISED THAT IF/WHEN POST RELEASE CONTROL SUPERVISION IS IMPOSED FOLLOWING HIS/HER RELEASE FROM PRISON AND IF HE/SHE VIOLATES THAT SUPERVISION OR CONDITION OF POST RELEASE CONTROL UNDER RC 2967.131(B), PAROLE BOARD MAY IMPOSE A PRISON TERM AS PART OF THE SENTENCE OF UP TO ONE-HALF OF THE STATED PRISON TERM ORIGINALLY IMPOSED UPON THE OFFENDER.

DEFENDANT TO RECEIVE JAIL TIME CREDIT FOR 181 DAY(S), TO DATE.

THE COURT ELECTS TO NOT SUSPEND DEFENDANT'S DRIVING PRIVILEGES.

SENT

11/28/2018

RECEIVED FOR FILING
11/30/2018 14:47:47
NAILAH K. BYRD, CLERK



106517931

COSTS WAIVED
FINE(S) WAIVED.
DEFENDANT ADVISED OF APPEAL RIGHTS.
DEFENDANT INDIGENT, COURT APPOINTS PUBLIC DEFENDER AS APPELLATE COUNSEL.
TRANSCRIPT AT STATE'S EXPENSE.
ALL MOTIONS NOT SPECIFICALLY RULED ON PRIOR TO THE FILING OF THIS JUDGMENT ENTRY ARE DENIED AS MOOT.
DEFENDANT REMANDED.
SHERIFF ORDERED TO TRANSPORT DEFENDANT DAMON CHRISTOHPER CRIM, DOB: 01/01/1979, GENDER: MALE, RACE: BLACK.

11/28/2018
CPMAH 11/30/2018 14:31:52

Judge Signature

11/30/2018

SENT
11/28/2018

RECEIVED FOR FILING
11/30/2018 14:47:47
NAILAH K. BYRD, CLERK