

**IN THE COURT OF APPEALS
FIRST APPELLATE DISTRICT OF OHIO
HAMILTON COUNTY, OHIO**

STATE OF OHIO,	:	APPEAL NOS. C-100641
		C-100642
Plaintiff-Appellee,	:	C-100643
		TRIAL NO. C-10CRB-6728A, B, C
vs.	:	
		<i>JUDGMENT ENTRY.</i>
DONNA SCOTT,	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. See S.Ct.R.Rep.Op. 3(A), App.R. 11.1(E), and Loc.R. 11.1.1.

Following a jury trial, defendant-appellant Donna Scott was convicted of three counts of endangering children under R.C. 2919.22(A). She has filed a timely appeal from the trial court's judgment. We find no merit in her three assignments of error, and we affirm her convictions.

In her first assignment of error, Scott contends that the trial court erred in allowing a police officer to present expert testimony on the effects of melatonin on small children. We rejected the same argument regarding identical testimony in *State v. Hartley*, 1st Dist. Nos. C-100515, C-100516, C-100517, C-100518, C-100519, and C-100520, 2011-Ohio-2530, ¶19-22. Consequently, we overrule Scott's first assignment of error.

In her third assignment of error, Scott contends that the evidence was insufficient to support her convictions. Our review of the record shows that a rational trier of fact, after viewing the evidence in a light most favorable to the prosecution, could have found that the state had proved beyond a reasonable doubt

all the elements of endangering children under R.C. 2919.22(A) for each of the three counts. Therefore, the evidence was sufficient to support Scott's convictions, and we overrule her third assignment of error. See *State v. Jenks* (1991), 61 Ohio St.3d 259, 574 N.E.2d 492, paragraph two of the syllabus; *Hartley*, supra, at ¶24-35.

In her second assignment of error, Scott contends that her convictions were against the manifest weight of the evidence. After reviewing the record, we cannot say that the trier of fact lost its way and created such a manifest miscarriage of justice that we must reverse her convictions and order a new trial. Therefore, the convictions are not against the manifest weight of the evidence. See *State v. Thompkins*, 78 Ohio St.3d 380, 387, 1997-Ohio-52, 678 N.E.2d 541; *Hartley*, supra, at ¶47. We overrule Scott's second assignment of error and affirm the trial court's judgment.

A certified copy of this judgment entry is the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

DINKELACKER, P.J., HILDEBRANDT and SUNDERMANN, JJ.

To the Clerk:

Enter upon the Journal of the Court on September 28, 2011

per order of the Court _____
Presiding Judge