

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

STATE OF OHIO,	:	APPEAL NOS. C-110317
		C-110318
Plaintiff-Appellee,	:	TRIAL NOS. 11CRB-7854A
		11CRB-7854C
vs.	:	
		<i>JUDGMENT ENTRY.</i>
ELTON WHITTLE,	:	
Defendant-Appellant.	:	

We consider these appeals 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); Loc.R. 11.1.1.

Defendant-appellant Elton Whittle was charged with possession of marijuana and possession of drug paraphernalia in violation of R.C. 2925.11 and 2925.14, respectively. These charges were tried to the bench. On the possession of marijuana charge, the trial court failed to journalize a guilty finding or a sentence. We are therefore without jurisdiction over this matter because there is no final, appealable order. R.C. 2505.02; *State v. Baker*, 119 Ohio St.3d 197, 2008-Ohio-3330, 893 N.E.2d 163. The trial court did properly journalize a judgment on the paraphernalia charge. But the court's failure to dispose of both charges in this case rendered that order merely interlocutory. *State v. Pace*, 1st Dist. No. C-970546, 1998 Ohio App. LEXIS 2445 (June 5, 1998); see also, *Ohio v. Allman*, 2nd Dist. No. 24693, 2012-Ohio-413.

Accordingly, we hereby dismiss Whittle's appeals.

**OHIO FIRST DISTRICT COURT OF APPEALS**

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Further, a certified copy of this judgment entry shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

**HILDEBRANDT, P.J., HENDON and FISCHER, JJ.**

To the clerk:

Enter upon the journal of the court on February 29, 2012  
per order of the court \_\_\_\_\_.  
Presiding Judge