

Hamilton County Prosecutor's Opinion

From: Dave Stevenson [<mailto:Dave.Stevenson@hcpros.org>]

Sent: Thursday, April 16, 2015 3:35 PM

To: Luebbers, Thomas

Subject: RE: OAG Opinion

Tom

Thanks for forwarding the opinion. The Attorney General is the chief legal officer of the state and is empowered to render opinions to state officers and boards, county prosecutors, and township law directors in townships which have adopted home rule. R.C. 109.02, 109.12. While opinions of the Attorney General are not binding on courts, they are persuasive authority. State ex rel. Van Dyke v. Pub. Emp. Retirement Bd. 99 Ohio St.3d 430, 437, 793 N.E.2d 438, 445 (Ohio,2003). As the AG has addressed the specific issue in controversy, this office is not at liberty to recommend a different course of action.

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