

City of Columbus

Case No. 2007-0391

v.

E N T R Y

Rebecca Kim

This cause is pending before the Court on the certification of a conflict by the Court of Appeals for Franklin County. Upon review of the order certifying a conflict,

It is determined that a conflict exists. It is ordered by the Court that the parties brief the issue stated at page 3 of the court of appeals' memorandum decision filed February 22, 2007, as follows:

“Whether an ordinance that prohibits a person from keeping or harboring an animal which “howls, barks, or emits audible sounds that are unreasonably loud or disturbing which are of such character, intensity, and duration as to disturb the peace and quiet of the neighborhood or to be detrimental to the life and health of any individual” is unconstitutionally vague on its face and as applied.”

It is ordered by the Court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Franklin County.

(Franklin County Court of Appeals; No. 05AP1334)

THOMAS J. MOYER
Chief Justice