

FILED

JUN 23 2010

CLERK OF COURT  
SUPREME COURT OF OHIO

# The Supreme Court of Ohio

Welsh Development Co., Inc., et al.

Case No. 2010-0858

v.

ENTRY

Warren County Regional Planning  
Commission

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

It is determined that a conflict exists. The parties are to brief the issue stated at page 2 of the court of appeals' Entry filed May 7, 2010, as follows:

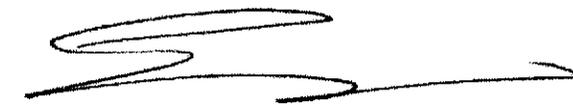
"Is a service of summons by a clerk of courts upon an administrative agency, together with the copy of a notice of appeal filed in the common pleas court, sufficient to perfect an administrative appeal pursuant to R.C. 2505[ ].04 as long as the agency receives the notice within the time prescribed by R.C. 2505.07?"

It is ordered by the Court, sua sponte, that this cause is consolidated with Supreme Court Case No. 2010-0611, *Welsh Dev. Co., Inc. v. Warren Cty Regional Planning Comm.*

It is further ordered by the Court that the briefing in Case Nos. 2010-0858 and 2010-0611 shall be consolidated. The parties shall file two originals of each of the briefs permitted under S.Ct. Prac. R. 6.2-6.4 and include both case numbers on the cover page of the briefs. The parties shall otherwise comply with the requirements of S.Ct. Prac. R. 6.1-6.4.

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

(Warren County Court of Appeals; No. CA200907101)



ERIC BROWN  
Chief Justice