

The Supreme Court of Ohio

FILED

OCT 19 2015

CLERK OF COURT
SUPREME COURT OF OHIO

State of Ohio

v.

Austin Gregory Myers

Case No. 2014-1862

ENTRY

This cause is pending before the court as a death-penalty appeal from the Court of Common Pleas for Warren County.

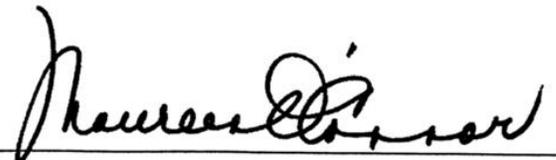
Upon consideration of appellant's motion to strike the court's June 22, 2015 notice of filing the record, motion to complete the record, and motion to order the Warren County Common Pleas Court Clerk to complete the record, it is ordered by the court that the motion to strike the notice of filing the record is granted, and the motions to complete the record and to order the Warren County Common Pleas Court Clerk to complete the record are granted in part.

It is ordered by the court that the Warren County Common Pleas Court Clerk shall supplement the record within twenty days of the date of this entry with items numbered 1 through 16 and 18 as identified in appellant's October 2, 2015 notice of documents missing from the record.

It is further ordered that upon the filing of items 1 through 16 and 18, the clerk of this court shall issue a new notice of filing of the record and the briefing schedule in the case shall be reset with appellant's brief due as calculated from the new notice of filing of the record. Briefing shall then proceed as provided for by the Rules of Practice.

It is further ordered that appellant shall show cause within twenty days of the date of this entry why the "grand jury testimony/transcription" (identified as item number 17 in appellant's October 2, 2015 notice of documents missing from the record) should be made part of the record on appeal in this case. Appellee may file a reply to appellant's response to the show cause order within ten days of the filing of appellant's response. The court's decision on whether to order that the grand jury testimony/transcription be made part of the record on appeal shall not affect the briefing schedule in this case.

(Warren County Court of Common Pleas; No. 14CR29826)



Maureen O'Connor
Chief Justice