

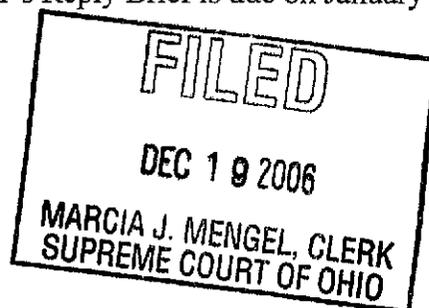
IN THE SUPREME COURT OF OHIO

Melisa Arbino,	:	On Questions Certified by
	:	the United States District Court
Petitioner,	:	for the Northern District
	:	of Ohio, Western Division
v.	:	
	:	Case No. 06-1212
Johnson & Johnson, <i>et al.</i> ,	:	
	:	U.S. District Court Case No.
Respondents.	:	3:06 CV 40010

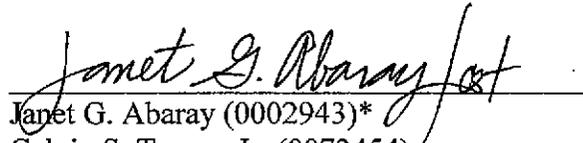
MOTION FOR CLARIFICATION OF FILING DEADLINE

Petitioner respectfully moves the Court for an Order clarifying the filing deadline for Petitioner's Reply Brief.

On December 13, 2006, the parties filed a Stipulated Extension of Time granting Respondent State of Ohio an extension of January 8, 2007 to file its Merit Brief. Based on this date, Petitioner's Reply Brief is due twenty days later on January 29, 2007. However, Respondents Johnson & Johnson, Ortho McNeil Pharmaceutical, Inc., and Johnson & Johnson Pharmaceutical Research and Development filed their Merit Brief on December 18, 2006. Based on this date, Petitioner's Reply Brief would be due on January 8, 2007—the same day Respondent State of Ohio is scheduled to file its Merit Brief. Supreme Court Practice Rule VI, Section 4(B) states, "the time for filing the [petitioner's] reply brief, if any, shall be calculated from the date the last [respondent's] brief is filed." In order to avoid being prejudiced in the event Respondent State of Ohio does not file a Merit Brief, Petitioner respectfully moves this Honorable Court for an Order clarifying that Petitioner's Reply Brief is due on January 8, 2007.



Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of December, 2006, a true copy of the foregoing *Petitioner's Motion for Clarification of Filing Deadline* was sent via overnight mail, postage prepaid, to the following:

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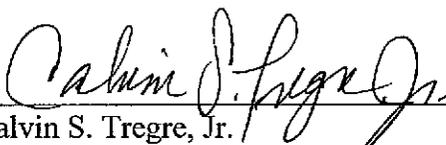
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