

ORIGINAL

NO. 05-1678

IN THE SUPREME COURT OF OHIO

ON COMPUTER-ALM

DEATH PENALTY APPEAL

STATE OF OHIO

Plaintiff-Appellee
vs.

DELANO HALE

Defendant-Appellant

STIPULATION TO AN AGREED EXTENSION OF TIME TO FILE MERIT BRIEF OF APPELLEE

**WILLIAM D. MASON,
CUYAHOGA COUNTY PROSECUTOR**

JON W. OEBKER (0064255)
Assistant Prosecuting Attorney
Attorneys for Plaintiff-Appellee
The Justice Center
1200 Ontario Street
Cleveland, Ohio 44113
(216) 443-7800

**DAVID H. BODIKER
STATE PUBLIC DEFENDER**

**KELLY CULSHAW
KIMERY RIGBY
RUTH TKACZ**
Assistant Public Defenders
Attorneys for Defendant-Appellant
8 East Long Street, 11th Floor
Columbus, Ohio 43215

FILED

DEC 21 2006

**MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO**

NO. 05-1678

IN THE SUPREME COURT OF OHIO

DEATH PENALTY APPEAL

STATE OF OHIO

Plaintiff-Appellee

vs.

DELANO HALE

Defendant-Appellant

STIPULATION TO AN AGREED EXTENSION OF TIME TO FILE MERIT BRIEF OF APPELLEE

Pursuant to S.Ct.Prac.R. XIV, Section 3(B)(2)(a), Jon W. Oebker, counsel for appellee and David Bodiker, counsel for appellant, hereby stipulate to an agreed extension of time for filing the Merit Brief of Appellee, which is due on December 26, 2006, for a period of 20 days. The new filing date for the Merit Brief of Appellee is January 15, 2007.

DAVID H. BODIKER
STATE PUBLIC DEFENDER

WILLIAM D. MASON
CUYAHOGA COUNTY PROSECUTOR

(by phone consent)

KELLY CULSHAW
KIMBERLY RIGBY
RUTH TAKCZ
Assistant Public Defenders


JON W. OEBKER (0064255)
Assistant County Prosecutor
Counsel for Appellee

SERVICE

A copy of the foregoing Stipulation to an Agreed Extension of Time to File Merit Brief of Appellee has been mailed this 21ST day of December 2006, to Kelly Culshaw, Kimberly Rigby and Ruth Tkacz, 8 East Long Street, 11th Floor, Columbus, Ohio 43215.

BY: 
JON W. OEBKER (0064255)
Assistant Prosecuting Attorney
Justice Center, 9th Floor
1200 Ontario Street
Cleveland, Ohio 44113
(216) 443-7800