

ORIGINAL

IN THE SUPREME COURT OF OHIO

ON COMPUTER-ALM

STATE OF OHIO, EX REL.

RICHARD CLARK SR.

PETITIONER

-VS-

R. SCOTT KRICHBAUM, ET AL.

RESPONDENTS

CASE NO: 07-0925

MOTION FOR A STAY IN EXECUTION OR
IN THE ALTERNATIVE, THIS IS A
MOTION FOR AN EXTENSION OF
TIME - TO SUBMIT A MEMORANDUM
IN OPPOSITION TO THE
RESPONDENT'S ANSWER COMBINED
AND MOTION FOR JUDGMENT ON
THE PLEADINGS OF ONE OF THE
RESPONDENTS: JUDGE R. SCOTT
KRICHBAUM.

RICHARD CLARK SR.
NUMBER 470-648

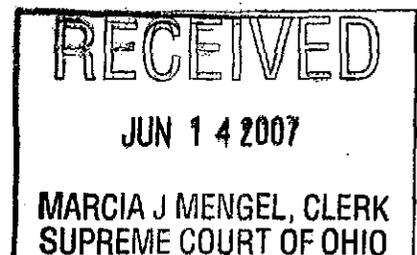
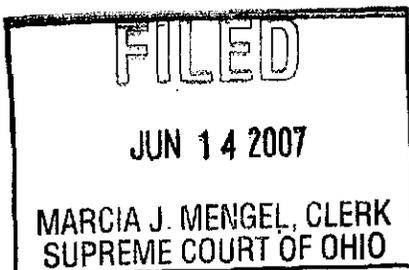
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RELATOR PRO SE

COUNSEL FOR THE STATE OF OHIO AND
STATUTORY COUNSEL FOR ONE OF THE
RESPONDENTS, JUDGE R. SCOTT
KRICHBAUM



MOTION FOR A STAY OF ALL THE
PETITIONER'S MOTIONS IN THE SUPREME COURT OF OHIO
AND ANY OTHER RELEVANT PROCEEDINGS IN THIS COURT OR
MOTION FOR AN EXTENSION OF TIME

____ Now comes the Petitioner, Richard Clark Sr., Pro se, and hereby requests this Honourable Court for an EXTENSION OF TIME for the following reasons:

This Petitioner received an answer from the Respondent's counsel on June 5, 2007. It was mailed from Youngstown, Ohio on May 30, 2007, according to the post office stamp. This Petitioner is Pro se and has filed many motions, just some of which are being returned with denials and requests for other things that state I have not complied with the Rules of Practice. These cases are 07-AP 044, 07-0925, 2006-2225, in the SUPREME COURT OF OHIO, as well as case No: 06-MA-26, from the Seventh District Court of Appeals. I was appointed counsel for my appeal, according to a letter received from O.P.D. Robert Lane, dated May 18, 2007/ and this attorney's name is Douglas King, 91 West Taggart Street, P.O. Box 85, East Palestine, Ohio: 44413. This Petitioner is being swamped and overwhelmed by these pleadings and is doing the best he can. Is this newly appointed counsel allowed to help in my attempts to protect my constitutional rights while I was not being represented by counsel during the time of March 12, 2007 to April 13th, 2007. I am begging this court to allow me to receive the effective assistance of counsel guaranteed by the United States Constitution. I will continue to try to respond to everything that comes to the best of my ability. This Petitioner has also had some medical problems, for which he was admitted to the infirmary and had to have his medication changed and I have been having problems just staying awake during the day. All this combined with this Petitioner's inexperience and lack of skill and knowledge of the law, are the reasons this Petitioner needs an extension of time, and if possible, a stay on all proceedings before this court, if this court so decides that the newly appointed attorney, Douglas King can assist in the motions and their following responses. Is it against the rules or against the laws for a defendant, appellant, Petitioner to "assist" in their defense or any other proceedings following their convictions? It is for all the foregoing reasons I am asking for an extension of time for filing or in the alternative a Stay on any and all proceedings in front of this court. "AS THE DISTRICT COURT CORRECTLY NOTED, BECAUSE PETITIONER HAS FILED A PRE SE PETITION AND APPEAL, HIS PLEADINGS ARE HELD TO A LESS STRINGENT STANDARD THAN THOSE PREPARED BY A LAWYER. *Urbina v Thoms* , 270 F3d 292 (6th Cir. 2001).

Respectfully and sincerely submitted,

 #470-648

IN THE SUPREME COURT OF OHIO

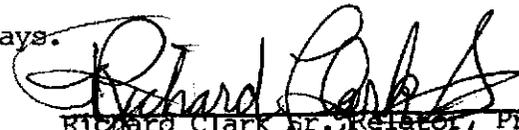
AFFIDAVIT

I, Richard Clark Sr., Relator, Pro se, do hereby state that the foregoing is true and correct, and under the Laws and Penalties of and against Perjury, this Relator so prays. **I ASK FOR STAY OF PROCEEDINGS IN THE ALTERNATIVE .**

This Affidavit is submitted on personal knowledge and additional information as to why the Relator needs an extension of time, to wit, 10 days, to file an ~~memorandum in opposition to the motion for judgment on the pleadings in Case #07-0925.~~ This Relator has a motion for reconsideration and an extension of time request with the Supreme Court of Ohio so Relator can show he started the process of the filing of the Affidavit of Prejudice against Judge Krichbaum BEFORE the April 13, 2007 date of hearing. When asked at the same sentencing hearing by Judge Krichbaum if the Relator was prepared to proceed, the Relator answered no. This Relator is inexperienced and unskilled in the practice and science of law and is severely hampered because of this. Relator also filed a motion for an continuance of the sentencing hearing so this court could have time to rule on the Affidavit of Prejudice filed with this court.

This Relator also had problems with the initial filing of the Affidavit of Prejudice because it was returned to him numerous times because of Relator's inexperience. This Affidavit would have been filed and in force BEFORE the sentencing hearing. This Relator can also rebut each and everyone of the Respondent's Affirmative Defenses if given the chance and the time and can show damage and prejudice to the Relator.

FURTHERMORE, the Relator, as the Affiant is competent to testify to all matters stated in the affidavit. This Relator so prays.



Richard Clark Sr., Relator, Pro se
TOCI 470-648-Box 80033-Toledo, Oh., 43608

"Sworn to and subscribed in my presence this 8 day of June, 2007.

SONYA LYNN QUAINANCE
Notary Public, State of Ohio

Commission Expires 1-17-2010


NOTARY PUBLIC

Attachment not scanned