

In The Supreme Court of Ohio

Case Information Statement

Case Name: Carroll E. Newman v. William W. Wilkins, et al.	Case No.: 07-1054
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I. Has this case previously been decided or remanded by this Court? Yes No

If so, please provide the Case Name: _____
Case No.: _____
Any Citation: _____

II. Will the determination of this case involve the interpretation or application of any particular case decided by the Supreme Court of Ohio or the Supreme Court of the United States? Yes No

If so, please provide the Case Name and Citation: See Attached Supplement

Will the determination of this case involve the interpretation or application of any particular constitutional provision, statute, or rule of court? Yes No

If so, please provide the appropriate citation to the constitutional provision, statute, or court rule, as follows:

U.S. Constitution: Article <u>Attach</u> Section _____	Ohio Revised Code: R.C. <u>5709.45 to .50</u>
Ohio Constitution: Article <u>1</u> Section <u>2, 16</u>	Court Rule: _____
United States Code: Title _____ Section _____	Ohio Admin. Code: O.A.C. <u>5703-</u> 1- _____ 09

III. Indicate up to three primary areas or topics of law involved in this proceeding (e.g., jury instructions, UM/UIM, search and seizure, etc.):

- 1) Thermal Efficiency Improvement tax exemption
- 2) Procedural Due Process
- 3) Equal Protection

FILED

JUN 25 2007

CLERK OF COURT
SUPREME COURT OF OHIO

IV. Are you aware of any case now pending or about to be brought before this Court that involves an issue substantially the same as, similar to, or related to an issue in this case? Yes No

If so, please identify the Case Name: _____
Case No.: _____
Court where Currently Pending: _____
Issue: _____

Contact information for appellant or counsel:

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Signature of appellant or counsel

Counsel for: Utilities

Supplement to Case Information Statement for Carroll E. Newman v. William W. Wilkins, et al.

II. Will the determination of this case involve the interpretation or application of any particular case decided by the Ohio Supreme Court or the Supreme Court of the United States?

The Cincinnati Gas & Electric Co. v. Kosydar (1974), 38 Ohio St.2d 71; *Cleveland Trinidad Paving Co. v. Limbach* (1990), 52 Ohio St.3d 101; *Timken Co. v. Lindley* (1980), 64 Ohio St.2d 224; *Key Services Corp. v. Zaino* (2002), 95 Ohio St.3d 11

Will the determination of this case involve the interpretation or application of any particular constitutional provision, statute or rule of court?

United States Constitution

- Fourteenth Amendment –Equal Protection Clause
- Fourteenth Amendment-Due Process Clause

Ohio Constitution

- Article I, Section 2-Equal Protection Clause
- Article I, Section 16- Due Process Clause