

IN THE SUPREME COURT OF OHIO

DONALD D. HOWARD, ETC., et al.,	:	Supreme Court No. 07-873
	:	
Appellee,	:	
	:	On Appeal from the Montgomery
v.	:	County Court of Appeals,
	:	Second District
MIAMI TOWNSHIP, DIVISION OF FIRE,	:	
et al.	:	
	:	Court of Appeals Case No. 21478
Appellants.	:	

**STIPULATION FOR AN AGREED EXTENSION
OF TIME TO FILE MERIT BRIEFS**

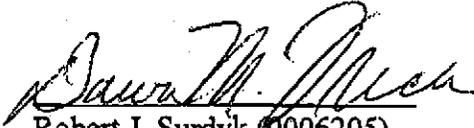
Now come the Appellants, Miami Township Division of Fire and Miami Township, and the Appellee Donald Howard, by and through their respective counsel and, pursuant to S. Ct. Prac. R. XIV, Section 3(B)(2)(a), do hereby agree and stipulate to a seven (7) day extension of the time for Appellants to file their Merit Brief, up to and including, October 29, 2007.

The original deadline for filing Appellants Merit Brief is October 22, 2007.

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Respectfully submitted,



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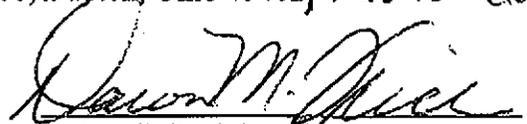
Per telephone approval 10/18/07

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via facsimile and mailed by ordinary U.S. Mail to John A. Smalley, Attorney for Plaintiff/Appellee, at Dyer, Garofalo, Mann & Schultz, 131 N. Ludlow Street, Suite 1400, Dayton, Ohio 45402, *this 18th day of October, 2007.*



Robert J. Surdyk
Dawn M. Frick