

The Supreme Court of Ohio

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October 22, 2007

Steven G. Janik
Janik & Dorman
9200 S. Hills Blvd. Suite 300
Cleveland, OH 44147

Re: *Andrea Barnes, Executrix of the Estate of Natalie Barnes, et al. v. University
Hospitals of Cleveland et al.*, Case No. 07-0140

Dear Mr. Janik:

The above-named case is scheduled for oral argument on Tuesday, February 5, 2008. Pursuant to S. Ct. Prac. R. IX, Section 3, a party who does not file a merit brief in compliance with S. Ct. Prac. R. VI, Section 2 or Section 3, is deemed to have waived oral argument. Since a merit brief was not filed on behalf of the party you are representing, you are not permitted to argue the case.

If you have any questions regarding this matter, please contact me at (614) 387-9540.

Sincerely,



Amy L. Reitz
Chief Deputy Clerk

cc: Justin T. Kudela, Case Management Counsel
James M. Roper
Paul W. Flowers