

IN THE SUPREME COURT OF OHIO

STATE OF OHIO :
 :
 Appellee, :
 :
 v. :
 :
 NAWAZ AHMED, :
 :
 Appellant :

CASE NO. 01-871

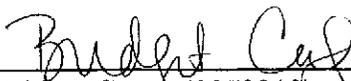
STATE'S RESPONSE TO APPELLANT'S SECOND APPLICATION FOR REOPENING

Now comes Appellee, State of Ohio, by and through counsel, opposing Appellant's second application for re-opening filed pursuant to S. Ct. Prac. R. XI (6). Appellee filed an identical motion on December 21, 2004. On March 2, 2005 this Court denied the application, as it was filed outside the 90-day filing deadline required by S. Ct. Prac. R. XI, Section 6(A). (Exhibit 1). Appellant's most recent motion is also outside the 90-day filing deadline, is therefore untimely, and should be denied.

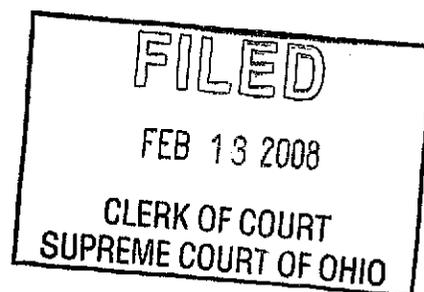
For the foregoing reason, Appellee respectfully requests this Court to deny Appellant's motion.

Respectfully submitted,

Marc Dann (0039425)
Ohio Attorney General

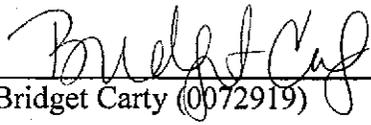


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CERTIFICATE OF SERVICE

This is to certify that a true and accurate copy of the foregoing was mailed via U.S. mail to Defendant Nawaz Ahmed, 878 Coitsville-Hubbard Rd., Youngstown, Ohio, 44505.


Bridget Carty (0072919)

ON COMPUTER-KMR

FILED

MAR 02 2005

The Supreme Court of Ohio

MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

State of Ohio,
Appellee,
v.
Nawaz Ahmed,
Appellant.

Case No. 01-871

ENTRY

This cause came on for further consideration upon the filing of an application for reopening under S. Ct. Prac. R. XI, Section 6, and appellant's motion for leave to amend the application for reopening. Upon consideration thereof,

IT IS ORDERED by the Court that the motions be, and hereby are, denied because appellant failed to comply with the 90-day filing deadline in S. Ct. Prac. R. XI, Section 6(A).

(Belmont County Court of Common Pleas; No. 99CR192)


THOMAS J. MOYER
Chief Justice

