

IN THE SUPREME COURT OF OHIO

Carroll E. Newman,  
Adams County Auditor,

Appellant

v.

Richard A Levin,  
Tax Commissioner of Ohio

and

Cincinnati Gas & Electric Co.

and

Dayton Power and Light Co.

and

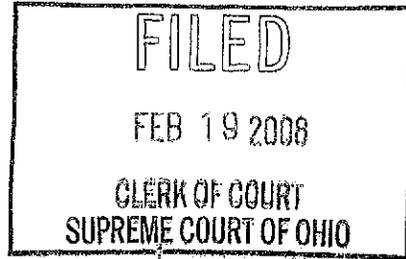
Columbus Southern Power  
Co.

Appellees

Case No. 07-1054

On Appeal from Ohio Board of Tax Appeals

Ohio Board of Tax Appeals Case Nos.  
2002-P-170, 171 and 172



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STIPULATED EXTENSION OF TIME TO FILE FOURTH BRIEF

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Columbus Southern Power Co.**

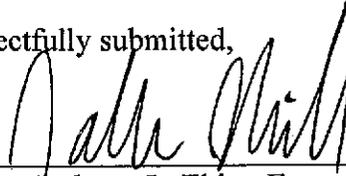
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Adams County Auditor**

**Stipulated 20-Day Extension Of Time To File Fourth Brief**

Pursuant to Supreme Court Rule XIV(3)(B)(2)(a), Appellees/Cross Appellants Cincinnati Gas & Electric Co., Dayton Power and Light Co., and Columbus Southern Power Company (the "Utilities"), Appellee Tax Commissioner, and Appellant Adams County Auditor have agreed to a 20-day extension of the filing deadline for Appellee/Cross Appellant Utilities fourth merit brief currently due on February 20, 2008. The new filing deadline will be March 11, 2008.

Respectfully submitted,

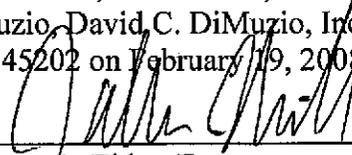


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Counsel for Appellees/Cross Appellants  
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The Dayton Power and Light Company  
Columbus Southern Power Co.

**CERTIFICATE OF SERVICE**

I certify that a copy of Appellee/Cross Appellant Utilities' Appellee/Cross Appellant Utilities' Stipulated Extension Of Time To File Fourth Merit Brief was sent by regular U.S. mail to counsel for Appellee Tax Commissioner of Ohio, Marc Dann and Lawrence D. Pratt, 30 E. Broad St., 25<sup>th</sup> Floor, Columbus, Ohio 43215, and Counsel for Appellant Adams County Auditor, David C. DiMuzio, David C. DiMuzio, Inc., 1900 Kroger Building, 1014 Vine St., Cincinnati, Ohio 45202 on February 19, 2008.



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