

NO. 07-1802 & 07-1852

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IN THE SUPREME COURT OF OHIO

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APPEAL FROM  
THE COURT OF APPEALS FOR CUYAHOGA COUNTY, OHIO  
NO. 88823

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STATE OF OHIO,

Plaintiff-Appellee

-vs-

HOWARD CLAY,

Defendant-Appellant

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**NOTICE OF STIPULATED EXTENSION OF TIME TO FILE  
APPELLEE'S MERIT BRIEF**

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Counsel for Plaintiff-Appellee

**WILLIAM D. MASON**  
Cuyahoga County Prosecutor

**THORIN FREEMAN (0079999)**  
Assistant Prosecuting Attorney  
The Justice Center  
1200 Ontario Street  
Cleveland, Ohio 44113  
(216) 443-7800

Counsel for Defendant-Appellant

**CULLEN SWEENEY**  
Assistant Public Defender  
310 Lakeside Avenue, Suite 200  
Cleveland, OH 44113

**FILED**

MAR 25 2008

CLERK OF COURT  
SUPREME COURT OF OHIO

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Pursuant to S.Ct.Prac.R. XIV, Section 3(B)(2)(a), counsel for appellee, The State of Ohio and counsel for Appellant, Cullen Sweeney, have agreed to a stipulated extension of time for filing the Merit Brief of Appellee.

The filing date for Appellee's merit brief is extended by stipulation from Monday, March 31, 2008 to April 18, 2008.

Respectfully submitted  
**WILLIAM D. MASON**  
CUYAHOGA COUNTY PROSECUTOR

BY: Thorin Freeman  
THORIN FREEMAN (0079999)  
Assistant Prosecuting Attorney

BY: Cullen Sweeney (via phone consent)  
CULLEN SWEENEY (0077187)  
Counsel for Appellant, Howard Clay  
(Signature via telephone consent)

**SERVICE**

A copy of the foregoing Notice of Stipulated Extension of time has been mailed this 25<sup>th</sup> day of March, 2008, to CULLEN SWEENEY, Assistant Public Defender, 310 Lakeside Avenue, Suite 200, Cleveland, OH 44113.

Thorin Freeman  
THORIN FREEMAN (0079999)  
Assistant Prosecuting Attorney