

IN THE SUPREME COURT OF OHIO

STATE OF OHIO

CASE NO. 07-2232

Plaintiff-Appellant

**ON APPEAL FROM THE
MONTGOMERY COUNTY COURT
OF APPEALS, SECOND
APPELLATE DISTRICT**

vs.

KEVIN PETERSON

**COURT OF APPEALS
CASE NO. 22008**

Defendant-Appellee

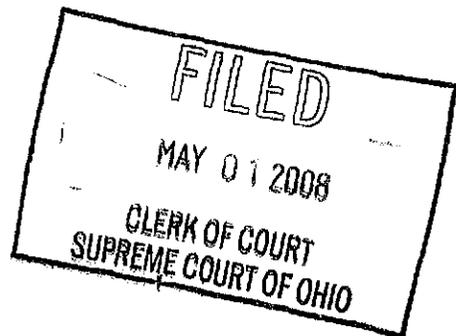
**NOTICE OF STIPULATION
EXTENSION OF TIME TO FILE
APPELLANT'S MERIT BRIEF**

MATHIAS H. HECK, JR.
PROSECUTING ATTORNEY
By: **MARK J. KELLER**
REG. NO. 0078469
Assistant Prosecuting Attorney
Montgomery County Prosecutor's Office
Appellate Division
P.O. Box 972
301 West Third Street, Suite 500
Dayton, Ohio 45422
(937) 225-4117

COUNSEL FOR APPELLANT, STATE OF OHIO

DANIEL J. O'BRIEN
1210 Talbott Tower
131 North Ludlow Street
Dayton, Ohio 45402

COUNSEL FOR APPELLEE, KEVIN PETERSON



IN THE SUPREME COURT OF OHIO

STATE OF OHIO

CASE NO. 07-2232

Plaintiff-Appellant

**ON APPEAL FROM THE
MONTGOMERY COUNTY COURT
OF APPEALS, SECOND
APPELLATE DISTRICT**

vs.

KEVIN PETERSON

**COURT OF APPEALS
CASE NO. 22008**

Defendant-Appellee

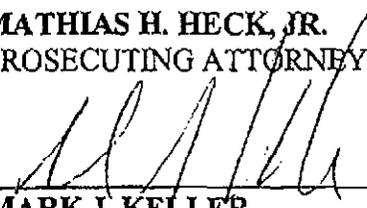
**NOTICE OF STIPULATION
EXTENSION OF TIME TO FILE
APPELLANT'S MERIT BRIEF**

On April 30, 2008, Mark J. Keller, counsel of record for Appellant and Daniel J. O'Brien, counsel of record for Appellee, agreed by telephone to a twenty (20) day extension of time in which to file Appellant's merit brief in *State v. Peterson*, pursuant to S. Ct. Prac. R. XIV, Sec. 3(B)(2)(a). The filing date for Appellant's Merit Brief is extended by stipulation from May 19, 2008 to June 9, 2008.

Respectfully submitted,

**MATHIAS H. HECK, JR.
PROSECUTING ATTORNEY**

By


MARK J. KELLER
REG. NO. 0078469

Assistant Prosecuting Attorney, Appellate Division
Montgomery County Prosecutor's Office
301 W. Third Street, Suite 500
P.O. Box 972
Dayton, Ohio 45422
(937) 225-4117

**COUNSEL FOR APPELLANT,
STATE OF OHIO**

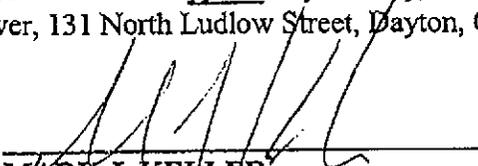
By Per Telephone Authorization April 30, 2008

Daniel J. O'Brien
1210 Talbott Tower
131 North Ludlow Street
Dayton, Ohio 45402

**COUNSEL FOR APPELLEE,
KEVIN PETERSON**

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Notice of Stipulation Extension of Time to File Appellant's Merit Brief was sent by first class mail on this 1st day of May, 2008, to opposing counsel: Daniel J. O'Brien, 1210 Talbott Tower, 131 North Ludlow Street, Dayton, Ohio 45402.



MARK J. KELLER

REG. NO. 0078469

Assistant Prosecuting Attorney
Appellate Division

**COUNSEL FOR APPELLANT,
STATE OF OHIO**

IN THE SUPREME COURT OF OHIO

STATE OF OHIO

CASE NO. 07-2232

Plaintiff-Appellant

**ON APPEAL FROM THE
MONTGOMERY COUNTY COURT
OF APPEALS, SECOND
APPELLATE DISTRICT**

vs.

KEVIN PETERSON

**COURT OF APPEALS
CASE NO. 22008**

Defendant-Appellee

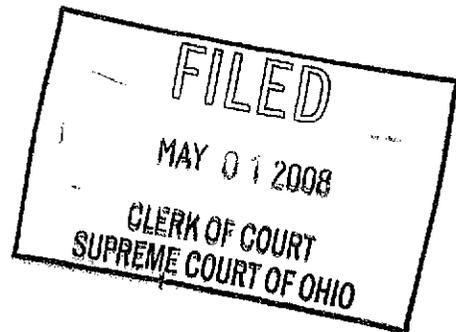
**NOTICE OF STIPULATION
EXTENSION OF TIME TO FILE
APPELLANT'S MERIT BRIEF**

MATHIAS H. HECK, JR.
PROSECUTING ATTORNEY
By: **MARK J. KELLER**
REG. NO. 0078469
Assistant Prosecuting Attorney
Montgomery County Prosecutor's Office
Appellate Division
P.O. Box 972
301 West Third Street, Suite 500
Dayton, Ohio 45422
(937) 225-4117

COUNSEL FOR APPELLANT, STATE OF OHIO

DANIEL J. O'BRIEN
1210 Talbott Tower
131 North Ludlow Street
Dayton, Ohio 45402

COUNSEL FOR APPELLEE, KEVIN PETERSON



IN THE SUPREME COURT OF OHIO

STATE OF OHIO

CASE NO. 07-2232

Plaintiff-Appellant

**ON APPEAL FROM THE
MONTGOMERY COUNTY COURT
OF APPEALS, SECOND
APPELLATE DISTRICT**

vs.

KEVIN PETERSON

**COURT OF APPEALS
CASE NO. 22008**

Defendant-Appellee

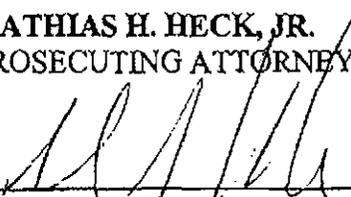
**NOTICE OF STIPULATION
EXTENSION OF TIME TO FILE
APPELLANT'S MERIT BRIEF**

On April 30, 2008, Mark J. Keller, counsel of record for Appellant and Daniel J. O'Brien, counsel of record for Appellee, agreed by telephone to a twenty (20) day extension of time in which to file Appellant's merit brief in *State v. Peterson*, pursuant to S. Ct. Prac. R. XIV, Sec. 3(B)(2)(a). The filing date for Appellant's Merit Brief is extended by stipulation from May 19, 2008 to June 9, 2008.

Respectfully submitted,

**MATHIAS H. HECK, JR.
PROSECUTING ATTORNEY**

By


MARK J. KELLER

REG. NO. 0078469

Assistant Prosecuting Attorney, Appellate Division
Montgomery County Prosecutor's Office
301 W. Third Street, Suite 500
P.O. Box 972
Dayton, Ohio 45422
(937) 225-4117

**COUNSEL FOR APPELLANT,
STATE OF OHIO**

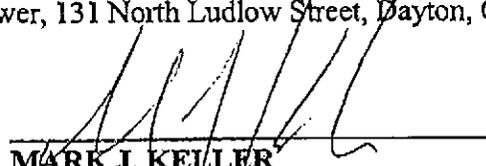
By Per Telephone Authorization April 30, 2008

Daniel J. O'Brien
1210 Talbott Tower
131 North Ludlow Street
Dayton, Ohio 45402

COUNSEL FOR APPELLEE,
KEVIN PETERSON

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Notice of Stipulation Extension of Time to File Appellant's Merit Brief was sent by first class mail on this 1st day of May, 2008, to opposing counsel: Daniel J. O'Brien, 1210 Talbott Tower, 131 North Ludlow Street, Dayton, Ohio 45402.



MARK J. KELLER
REG. NO. 0078469
Assistant Prosecuting Attorney
Appellate Division

COUNSEL FOR APPELLANT,
STATE OF OHIO