

IN THE SUPREME COURT OF OHIO

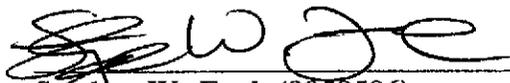
B.J. ALAN COMPANY, <i>et al.</i> ,	:	CASE NO. 08-0306
	:	
Plaintiffs/Appellees,	:	
	:	On Appeal from the Wayne County
v.	:	Court of Appeals, Ninth Appellate District
	:	C.A. No. 07CA0051
CONGRESS TOWNSHIP BOARD OF	:	
ZONING APPEALS, <i>et al.</i> ,	:	
	:	
Defendants/Appellants	:	

**STIPULATION FOR 14-DAY AGREED EXTENSION OF TIME
(UNTIL AUGUST 28, 2008) FOR THE FILING OF APPELLEES' MERIT BRIEF**

Pursuant to S.Ct. Prac. R. XIV, § 3(B)(2)(a), the parties in the above-referenced appeal hereby stipulate to a 14-day agreed extension of time for the filing of Appellees' Merit Brief. Under S.Ct. Prac. R. VI, § 3(A), the current deadline for the filing of Appellees' Merit Brief is August 14, 2008. As provided by S.Ct. Prac. R. XIV, § 3(B)(2)(a), the parties have agreed to a 14-day extension of time, which would establish a new filing deadline of August 28, 2008. Appellees have not previously obtained an extension of time. This is the first extension.

/s/ Emily T. Supinger (per e-mail consent)
 Timothy M. Burke (0009189)
 Emily T. Supinger (0074006)
 Daniel J. McCarthy (0078388)
 MANLEY BURKE, LPA
 225 West Court Street
 Cincinnati, Ohio 45202-1098
 Telephone: (513) 721-5525
 Facsimile: (513) 721-4268

*Attorneys for Appellants Congress
 Township and Congress Township
 Board of Zoning Appeals*


 Stephen W. Funk (0058506)
 Paul W. Lombardi (0078179)
 ROETZEL & ANDRESS, LPA
 222 South Main Street, Suite 400
 Akron, Ohio 44308
 Telephone: (330) 376-2700
 Facsimile: (330) 376-4577
 sfunk@ralaw.com

*Attorneys for Appellees B. Zoldan
 Phantom Fireworks of West Salem, Inc.
 and Zoldan Family Ohio Ltd. Partnership*

FILED
 JUL 21 2008
 CLERK OF COURT
 SUPREME COURT OF OHIO

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of July, 2008, a true and correct copy of the foregoing Stipulation for Agreed Extension of Time was served, via first-class mail, postage prepaid, on the following counsel of record:

Timothy M. Burke
Emily T. Supinger
Daniel J. McCarthy
MANLEY BURKE, LPA
225 West Court Street
Cincinnati, Ohio 45202-1098

Martin Frantz (0002625)
Wayne Cty. Prosecuting Attorney
Katherine Gallagher (0073310)
Latecia Wiles (0077353)
Asst. Wayne Cty. Prosecuting Attorneys
115 West Liberty Street
Wooster, Ohio 44691

*Attorneys for Defendants-Appellants
Congress Township and Congress
Township Board of Zoning Appeals*

Donald F. Brosius
Peter N. Griggs
LOVELAND & BROSIUS, LLC
50 West Broad Street, Suite 3300
Columbus, Ohio 43215

*Counsel for Amici Curiae
Ohio Township Ass'n, Ohio Farm Bureau
Federation, and Wayne County Farm Bureau*

Nick A. Selvaggio
Champaign Cty. Prosecuting Attorney
Scott D. Schockling
Asst. Champaign Cty. Prosecuting Attorney
200 North Main Street
Urbana, Ohio 43078

Joseph T. Deters
Hamilton County Prosecuting Attorney
230 East Ninth Street, Suite 4000
Cincinnati, Ohio 45202

*Counsel for Amicus Curiae
Ohio Prosecuting Attorneys' Ass'n*



Stephen W. Funk, Esq.