

IN THE SUPREME COURT OF OHIO

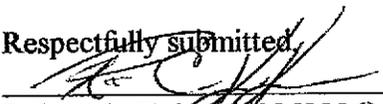
State of Ohio	:	Case Nos.	2008-0853
	:		2008-0858
Plaintiff-Appellant,	:		
vs.	:	On Appeal from the Seventh District	
	:	Court of Appeals, Mahoning County	
Jessica Derov	:	Appeal No.	07 MA 71
	:		
Defendant-Appellee.	:		

**STIPULATED EXTENSION OF TIME FOR DEFENDANT-APPELLEE'S,
JESSICA DEROV, TO FILE HER MERIT BRIEF**

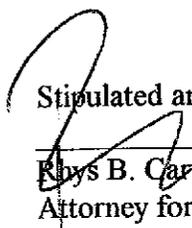
Pursuant to S. Ct. Prac. R. XIV(3)(B)(2)(b), the parties hereby stipulate that the Defendant-Appellee's time to file her Merit Brief is extended fifteen (15) days beyond its due date of October 6, 2008. The Merit Brief of the Appellee, therefore, shall be due October 21, 2008.

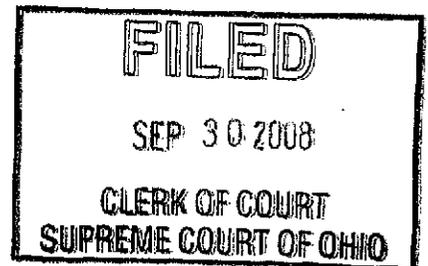
For cause, the counsel for the Appellee states that he has a Response Brief due in Trans Rail, Inc. v. James Enyeart, M.D., Health Commissioner Trumbull County Health Department, Case No. 08-0359 on the same date above, and requires additional time to prepare the brief in the above captioned matter..

Respectfully submitted,


 Robert C. Kokor (#0062326)
 394 State Route 7, SE
 P.O. Box 236
 Brookfield, Ohio 44403
 Phone/fax: (330) 448-1133
 Attorney for Defendant-Appellee

Stipulated and Agreed:


 Rhys B. Cartwright,
 Attorney for Plaintiff-Appellant



PROOF OF SERVICE

This is to certify that a copy of the was served by hand delivery this 29th day of September, 2008, upon the following:

Paul J. Gains (#0020323)
Rhys B. Cartwright-Jones (#0078597)
Mahoning County Prosecutor's Office
21 West Boardman Street 6th Floor
Youngstown, Ohio 44503-1426
Attorney for Plaintiff-Appellant

Tim Van Eman (#0002015)
500 South Front Street
Columbus, Ohio 43215
Attorney for Amicus Curiae
MADD

Joseph R. Macejko (#007022)
26 South Phelps Street, 4th Floor
Youngstown, Ohio 44503
Attorney for Amicus Curiae
City of Youngstown

Nancy H. Rogers (#0002375)
Benjamin C. Mizer (#0083089)
30 East Broad Street
Columbus, Ohio 43215
Attorney for Amicus Curiae
Ohio Attorney General



Robert C. Kokor
Counsel for Defendant-Appellee