

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,	*	S.C. No. 07-2027
Plaintiff-Appellee,	*	On Appeal from the Lucas County Court of Common Pleas,
-vs-	*	
WAYNE S. POWELL,	*	C.P. Case No. CR06-3581
Defendant-Appellant.	*	DEATH PENALTY CASE
	*	

STIPULATED EXTENSION OF TIME TO FILE MERIT BRIEF
OF APPELLANT, STATE OF OHIO

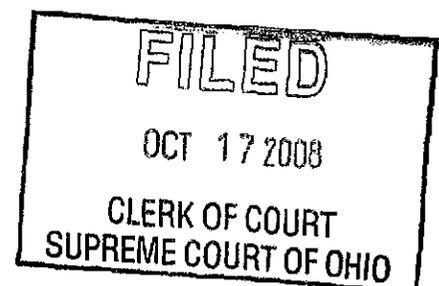
JULIA R. BATES, PROSECUTING ATTORNEY
LUCAS COUNTY, OHIO

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COUNSEL FOR APPELLANT, WAYNE S. POWELL



STIPULATED EXTENSION OF TIME TO FILE
APPELLEE'S MERIT BRIEF

Now comes Appellee, State of Ohio, by and through Assistant Prosecuting Attorney David F. Cooper, and respectfully requests this Court to grant a twenty (20) day extension of time, pursuant to S.Ct.Prac.R. XIV, Section 3(B)(2)(a), to file Appellee's Merit Brief which is presently due on October 27, 2008. Counsel of Record for Appellant, Spiros P. Cocoves, has agreed, by telephone consent, to a twenty (20)-day extension of time.

WHEREFORE, Appellee hereby requests leave to file the aforesaid Merit Brief of Appellee until November 17, 2008.

Respectfully submitted,

JULIA R. BATES, PROSECUTING ATTORNEY
LUCAS COUNTY, OHIO

By: 
David F. Cooper, #0006176
Assistant Prosecuting Attorney

COUNSEL FOR APPELLEE,
STATE OF OHIO

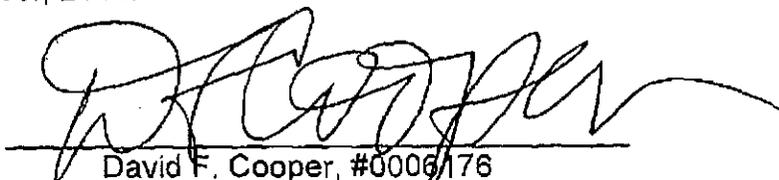
STIPULATED AND AGREED
(by telephone consent):


Spiros P. Cocoves, #0030396

COUNSEL FOR APPELLANT,
WAYNE S. POWELL

PROOF OF SERVICE

I hereby certify that a copy of this Stipulated Extension of Time to File Merit Brief of Appellee was sent by facsimile transmission to Counsel for Appellant, Spiros P. Cocoves, 610 Adams Street, Second Floor, Toledo, Ohio 43604-1423, fax number (419) 242-3442, on this 17th day of October, 2008.



David F. Cooper, #0006176
Assistant Prosecuting Attorney

COUNSEL FOR APPELLEE,
STATE OF OHIO