

In the
Supreme Court of Ohio

CINCINNATI CITY SCHOOL DISTRICT : Case No. 08-1480
BOARD OF EDUCATION, :
: :
Appellee, : On Appeal from the
: Hamilton County
v. : Court of Appeals,
: First Appellate District
STATE BOARD OF EDUCATION OF :
OHIO, *et al.*, : Court of Appeals Case
: No. C-070494
Appellants. :

**STIPULATED EXTENSION OF TIME TO FILE MERIT BRIEF OF
APPELLANTS STATE BOARD OF EDUCATION OF OHIO AND
OHIO DEPARTMENT OF EDUCATION**

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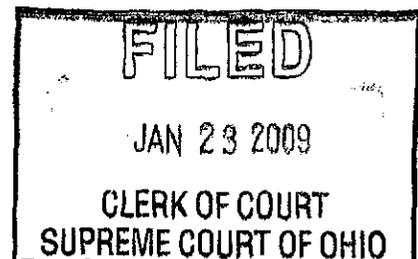
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**STIPULATED EXTENSION OF TIME TO FILE MERIT BRIEF OF
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OHIO DEPARTMENT OF EDUCATION**

The parties hereby stipulate that Appellants State Board of Education of Ohio and Ohio Department of Education may extend the time for filing their merit brief. The deadline will be extended by 20 days under Supreme Court Practice Rule XIV, Section 3(B)(2)(a). This extension will move the due date from Monday, January 26, 2009, to **Tuesday, February 17, 2009**. Appellants State Board of Education of Ohio and Ohio Department of Education have not previously obtained an extension in this case.

Respectfully submitted,

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/s/ James Hughes, III per telephone authority

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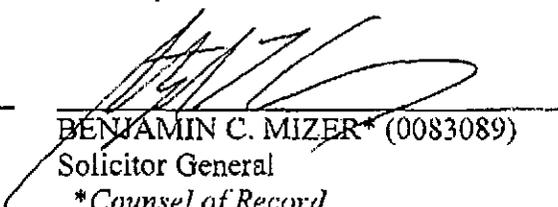
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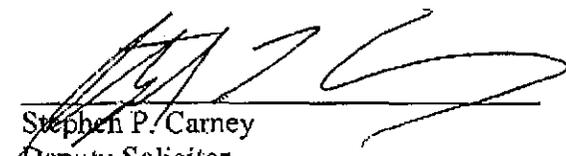
State Board of Education of Ohio and
Ohio Department of Education

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Stipulated Extension of Time to File Merit Brief of Appellants State Board of Education of Ohio and Ohio Department of Education was served by U.S. mail this 23rd day of January, 2009, on the following counsel:

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