

**WAIVER OF MEMORANDUM IN RESPONSE
IN THE SUPREME COURT OF OHIO**

State of Ohio	:	
Plaintiff-Appellee	:	S.C. Case. No. 2009-0425
	:	App. Case No. 07-CA-0034
v.	:	Trial Case Nos. 06-CR-1400
	:	06-CR-1401
David B. Conway	:	
Defendant-Appellant	:	

Waiver of Memorandum in Response

I am filing this waiver pursuant to S.Ct.Prac.R. III, Section 2(E). I do not intend to file a response to the memorandum in support of jurisdiction unless one is requested by the Court.

Amy M. Smith	Clark County Prosecutor's Office
0081712	50 East Columbia Street, 4 th Floor
Phone: (937) 521-1770	P.O. Box 1608
Fax: (937) 328-2657	Springfield, Ohio 45501

Please enter my appearance as follows:

Enter my appearance as counsel of record for all appellees.

I certify that I am sending a copy of this form, on this date, to all other parties in compliance with S.Ct.Prac.R. XIV, Section 2(B).



 Amy M. Smith
 Asst. Clark County Prosecutor

3/12/09

 Date

FILED
 MAR 12 2009
 CLERK OF COURT
 SUPREME COURT OF OHIO