

IN THE SUPREME COURT OF OHIO

STATE OF OHIO,

Plaintiff-Appellant,

vs.

RICHARD L. UNDERWOOD, JR.,

Defendant-Appellee.

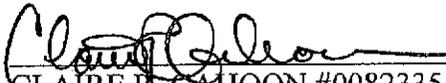
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Case Nos. 2008-2133, 2008-2228
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On Appeal from the Montgomery
County Court of Appeals
Second Appellate District
:
:
C.A. Case No. 22454
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**STIPULATED MOTION FOR EXTENSION OF TIME
TO FILE APPELLEE'S MERIT BRIEF**

Counsel for Appellee Richard L. Underwood and Appellant, the State of Ohio, have agreed to a stipulated twenty-day extension of time to file Mr. Underwood's brief. S. Ct. Prac. R. XIV Section 3(B)(2)(a). The filing date for Appellee Richard Underwood is extended by stipulation from April ~~23~~²², 2009 to May ~~13~~¹², 2009.

Respectfully submitted,

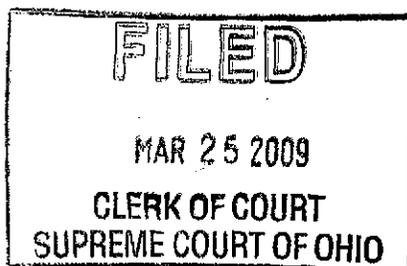
OFFICE OF THE
OHIO PUBLIC DEFENDER


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COUNSEL FOR DEFENDANT-APPELLEE
RICHARD L. UNDERWOOD, JR.



CERTIFICATE OF SERVICE

I certify that a copy of the foregoing **Stipulated Motion for Extension of Time to File Appellee's Merit Brief** was forwarded by regular U.S. Mail to Kelly D. Madzey, Montgomery County Assistant Prosecutor, 301 W. Third Street, Fifth Floor, Courts Building, Dayton, Ohio 45422, on this 25th day of March, 2009.



CLAIRE R. CAHOON #0082335
Assistant State Public Defender
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