

**IN THE SUPREME COURT OF OHIO**

**STATE OF OHIO,  
Appellant,**

**v.**

**DORON C. SILVERMAN,  
Appellee.**

\* **CASE NO. 08-0582**  
\*  
\*  
\* **On Appeal from the Montgomery**  
\* **County Court of Appeals, Second**  
\* **Appellate District**  
\*  
\* **Court of Appeals Case No.**  
\* **06CR2816**

---

**MOTION FOR EXTRAORDINARY FEES**

---

Now comes Attorney, Michael T. Columbus, and moves for an Order and Entry granting extraordinary appointed counsel fees for the reasons explained in the attached Memorandum.

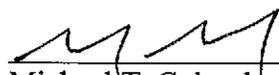


Michael T. Columbus, #0076799  
Attorney for Appellee  
2100 First National Plaza  
130 W. Second Street  
Dayton, Ohio 45402  
(937) 228-0894  
(937) 461-2923  
mcolumbus@sbcglobal.net

**FILED**  
MAY 04 2009  
CLERK OF COURT  
SUPREME COURT OF OHIO

## MEMORANDUM

Counsel for Appellee submitted a Motion, Entry and Certification of Appointed Counsel Fees contemporaneously with this Motion. The fee application, attached as Exhibit A, showing fees in the amount of \$3,185.75, computed at a rate of \$50.00 and \$60.00 for out-of-court and in-court services, respectively, plus and \$97.75 in expenses, has been submitted. The fee cap for this case may be \$1,500.00. Request is made for this honorable Court to approve the additional fees due to the nature of the issues involved; time spent researching Ohio and other states' law on the evidentiary issue presented in this matter; drafting and filing Appellant's Merit Brief, and, preparing and participating in oral arguments. Wherefore, counsel requests his fee application in the amount of \$3,185.75 be approved.

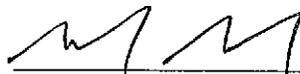


---

Michael T. Columbus, #0076799  
Attorney for Appellee  
2100 First National Plaza  
130 W. Second Street  
Dayton, Ohio 45402  
(937) 228-0894  
(937) 461-2923  
mcolumbus@sbcglobal.net

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 24, 2009, a copy of the foregoing was served via U.S. mail to R. Lynn Nothstine, Assistant Prosecuting Attorney, P.O. Box 972, 301 W. Third St., Suite 500, Dayton, Ohio 45422.



---

Michael T. Columbus, Esq. (0076799)  
Attorney for the Appellee