

IN THE SUPREME COURT OF OHIO

STAMMCO, LLC  
d/b/a THE POP SHOP, *et al.*

Plaintiffs-Appellees,

vs.

UNITED TELEPHONE COMPANY  
OF OHIO, AND SPRINT NEXTEL  
CORPORATION

Defendants-Appellants

Case No.: 08-1822

On Appeal From the Fulton County Court of  
Appeals, Sixth Appellate District,  
Case No. 07-024

MOTION TO STAY FILING OF APPELLEES' MERIT BRIEF

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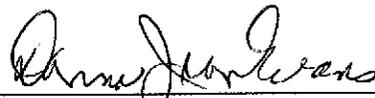
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Now come Appellees, Stammco LLC and Kent and Carrie Stamm, by and through undersigned counsel, and hereby request this Court to grant leave to file their Merit Brief in this matter. On June 11, 2009, Appellees filed a motion to dismiss, or in the alternative a motion to strike portions of Appellants' merits brief. This motion is still pending.

Pursuant to SCt R VI 3(A) Appellees' merit brief would be due to be filed by July 6, 2009. Appellees have not sought any prior extensions. Further, undersigned counsel states that This motion is not interposed for any improper purpose, including delay. Due to the nature and complexity of the legal issues raised by Appellants in their merits brief, it would be of benefit to this Court and to the parties to stay further briefing until the legal issues to be reviewed by this Court are clearly defined. Accordingly, Appellees move for leave to respond until 30 days after their Motion to Dismiss is decided. A proposed Order granting this Motion is attached.

Respectfully submitted,



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**CERTIFICATE OF SERVICE**

A copy of the foregoing was forwarded by First-Class mail to the following:

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on this 29<sup>th</sup> day of June, 2009.



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