

IN THE SUPREME COURT OF OHIO
COLUMBUS, OHIO

ORIGINAL

OSNABURG TOWNSHIP ZONING)
INSPECTOR,)
Plaintiff-Appellant,)

CASE NO. 2009-0228

v.

ESLICH ENVIRONMENTAL, INC.,)
Defendant/ Third-Party)
Plaintiff-Appellee,)

ON APPEAL FROM THE OHIO
COURT OF APPEALS FOR STARK
COUNTY, FIFTH APPELLATE
DISTRICT,
CASE NO. 2008-CA-00026

v.

OSNABURG TOWNSHIP, et al.,)
Third-Party Defendant-)
Appellant.)

RECEIVED
JUL 15 2009
CLERK OF COURT
SUPREME COURT OF OHIO

**NOTICE OF INTENTION NOT TO FILE SUPPLEMENT FOR
PLAINTIFF-APPELLANT OSNABURG TOWNSHIP ZONING
INSPECTOR AND
THIRD-PARTY DEFENDANT-APPELLANT OSNABURG TOWNSHIP**

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FILED
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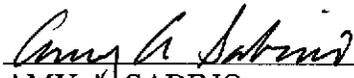
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NOTICE OF APPELLANTS' INTENTION NOT TO FILE SUPPLEMENT

Pursuant to S.Ct.Prac.R. VII(1)(B), appellants Osnaburg Township Zoning Inspector and Osnaburg Township hereby give notice of their intention not to file a supplement containing portions of the record of the case below. This case was decided upon summary judgment in the trial court upon stipulated facts. Additionally, any portion of the record necessary for the Court to determine the issues presented is contained within the appendix portion of appellants' merit brief.

Respectfully submitted,
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PROOF OF SERVICE

A copy of the foregoing NOTICE OF APPELLANTS' INTENTION NOT TO FILE

SUPPLEMENT was sent to the following by regular mail this 14 th day of July, 2009:

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