

ORIGINAL

In the
Supreme Court of Ohio

STATE OF OHIO,	:	Case No. 2008-2502
	:	
Appellee,	:	On Appeal from the
	:	Huron County
v.	:	Court of Appeals,
	:	Sixth Appellate District
CHRISTIAN N. BODYKE, et al.,	:	
	:	Court of Appeals Case
Appellants.	:	Nos. H-07-040
		H-07-041
		H-07-042

**STIPULATED EXTENSION OF TIME TO FILE
MERIT BRIEF OF APPELLEE STATE OF OHIO**

JEFFREY M. GAMSO* (0043869)
 Cooperating Counsel for American Civil
 Liberties Union of Ohio Foundation, Inc.
**Counsel of Record*
 Gamso, Helmick & Hoolahan
 1119 Adams Street, Second Floor
 Toledo, Ohio 43604
 419-243-3800
 419-243-4046
 jeff.gamso@gmail.com

RUSSELL V. LEFFLER (0026024)
 Huron County Prosecuting Attorney
 12 E. Main Street, 4th Floor
 Norwalk, Ohio 44857
 419-668-8215
 419-663-3844

Counsel for Appellee
 State of Ohio

JOHN D. ALTON (0002514)
 Hiltz Wiedemann, Allton & Koch, Co., L.P.A.
 49 Benedict Avenue, Suite C
 Norwalk, Ohio 44857
 419-668-8211
 419-668-2813
 john@hawk.com

Counsel for Appellants
 Christian N. Bodyke, David A. Schwab, and
 Gerald E. Phillips

FILED
 JUL 24 2008
 CLERK OF COURT
 SUPREME COURT OF OHIO

**STIPULATED EXTENSION OF TIME TO FILE
MERIT BRIEF OF APPELLEE STATE OF OHIO**

The parties hereby stipulate that Appellee State of Ohio may extend the time for filing its merit brief. The deadline will be extended by 20 days, pursuant to Supreme Court Practice Rule XIV, Section 3(B)(2)(a). This extension will move the due date from Wednesday, August 12, 2009, to **Tuesday, September 1, 2009**. Appellee State of Ohio has not previously obtained an extension in this case.

Respectfully submitted,

Jeffrey M. Gamso (per auto. RVL file)

JEFFREY M. GAMSO* (0043869)
Cooperating Counsel for American Civil
Liberties Union of Ohio Foundation, Inc.

**Counsel of Record*
Gamso, Helmick & Hoolahan
1119 Adams Street, Second Floor
Toledo, Ohio 43604
419-243-3800
419-243-4046
jcff.gamso@gmail.com

JOHN D. ALTON (0002514)
Hiltz Wiedemann, Allton & Koch, Co.,
L.P.A.
49 Benedict Avenue, Suite C
Norwalk, Ohio 44857
419-668-8211
419-668-2813
john@hawk.com

Counsel for Appellants
Christian N. Bodyke, David A. Schwab,
and Gerald E. Phillips

Russell V. Leffler (per auto. file)

RUSSELL V. LEFFLER (0026024)
Huron County Prosecuting Attorney
12 E. Main Street, 4th Floor
Norwalk, Ohio 44857
419-668-8215
419-663-3844 fax

Counsel for Appellee
State of Ohio

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Stipulated Extension of Time to File Merit Brief of Appellee State of Ohio was served by U.S. mail this 24th day of July, 2009, upon the following counsel:

Jeffrey M. Gamso
Cooperating Counsel for American Civil
Liberties Union of Ohio Foundation, Inc.
Gamso, Helmick & Hoolahan
1119 Adams Street, Second Floor
Toledo, Ohio 43604

Counsel for Appellants
Christian N. Bodyke, David A. Schwab,
and Gerald E. Phillips

John D. Alton
Hiltz Wiedemann, Allton & Koch,
Co., L.P.A.
49 Benedict Avenue
Suite C
Norwalk, Ohio 44857

Counsel for Appellants
Christian N. Bodyke, David A. Schwab,
and Gerald E. Phillip

Russell V. Leffler (per entry 41)

Russell V. Leffler