

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO  
Plaintiff-Appellant,

CASE NUMBERS: 2008-2127  
2008-2249

v.

ON APPEAL FROM THE LOGAN  
COUNTY COURT OF APPEALS, THIRD  
APPELLATE DISTRICT

JOHN ROHRBAUGH,  
Defendant-Appellant.

COURT OF APPEALS  
CASE NO.: 8-07-28

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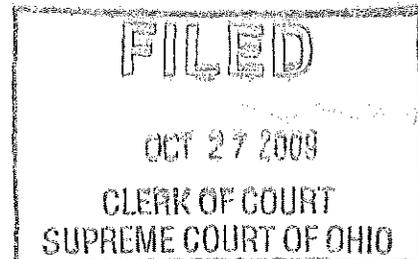
Plaintiff-Appellant's Waiver of Oral Argument

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Eric C. Stewart, Reg. No. 0071094  
Chief Assistant Prosecutor

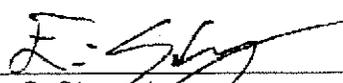
Gerald L. Heaton, Reg. No. 0022094  
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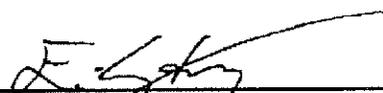
Pursuant to Rule IX, Section 3, the Plaintiff-Appellant, State of Ohio, hereby waives oral argument in this case currently scheduled for November 3, 2009.

Respectfully Submitted,

  
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Eric C. Stewart  
Counsel for Appellant

**CERTIFICATE OF SERVICE**

A copy of the foregoing Stipulated Motion was served upon Attorney Marc Triplett by placing it in the box provided for such service in the Common Pleas Court of Logan County, Ohio on this 27<sup>th</sup> day of October, 2009.

  
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Eric C. Stewart  
Counsel for Appellant