

ORIGINAL

IN THE SUPREME COURT OF OHIO

Appeal From the Ohio Board of Tax Appeals

ANDERSON/MALTBIE PARTNERSHIP,  
:  
:  
And  
:  
:  
LKH VICTORY CORP (dba CINCINNATI  
COLLEGE PREPARATORY ACADEMY),

Case No. 09-1671

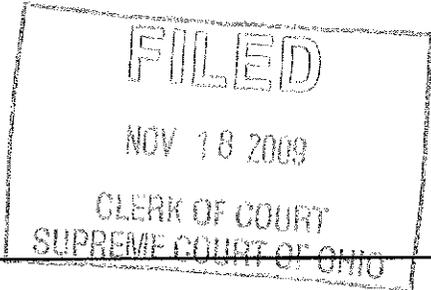
Appellees,

Appeal from BTA  
Case No. 2007-A-11

v.

WILLIAM W. WIKINS,  
(RICHARD A. LEVIN),  
TAX COMMISSIONER OF OHIO,

Appellant.



STIPULATION TO EXTENSION OF TIME  
TO FILE MERIT BRIEF OF APPELLANT

GRAHAM A. BLUHM (0064781)  
(Counsel of Record)  
M. CHARLES COLLINS (0065077)  
AMY J. BORMAN (0044039)  
EASTMAN & SMITH LTD.

RICHARD CORDRAY  
Attorney General of Ohio  
LAWRENCE D. PRATT (0021870)  
Section Chief  
BARTON A. HUBBARD (0023141)  
Principal Assistant Attorney General  
SOPHIA HUSSAIN (0081326)  
Assistant Attorney General  
(Counsel of Record)

One SeaGate, 24<sup>th</sup> Floor  
P.O. Box 10032  
Toledo, Ohio 43699  
Telephone: (419) 241-6000  
Facsimile: (419) 247-1777  
gabluhm@EastmanSmith.com  
mccollins@EastmanSmith.com

30 East Broad Street, 25<sup>th</sup> Floor  
Columbus, Ohio 43215-3428  
Telephone: (614) 466-5967  
Facsimile: (614) 466-8226  
Larry.Pratt@OhioAttorneyGeneral.gov  
Barton.Hubbard@OhioAttorneyGeneral.gov  
Sophia.Hussain@OhioAttorneyGeneral.gov

COUNSEL FOR APPELLEES

COUNSEL FOR APPELLANT

IN THE SUPREME COURT OF OHIO

Appeal From the Ohio Board of Tax Appeals

ANDERSON/MALTBIE PARTNERSHIP,	:	
	:	
And	:	
	:	
LKH VICTORY CORP (dba CINCINNATI	:	Case No. 09-1671
COLLEGE PREPARATORY ACADMEMY),	:	
	:	
Appellees,	:	Appeal from BTA
	:	Case No. 2007-A-11
	:	
v.	:	
	:	
WILLIAM W. WIKINS,	:	
(RICHARD A. LEVIN),	:	
TAX COMMISSIONER OF OHIO,	:	
	:	
Appellant.	:	

STIPULATION TO EXTENSION OF TIME TO FILE MERIT BRIEF OF APPELLANT

Appellant Tax Commissioner of Ohio and Appellees, Anderson/Maltbie Partnership and LKH Victory Corp. (dba Cincinnati College Preparatory Academy), pursuant to Rule XIV, Section 3(B)(2)(a) of the Rules of Practice of the Supreme Court, hereby stipulate that Appellant shall have an extension of time of twenty days, to and including December 14, 2009, in which to file the merit brief of Appellant.

*Graham A. Bluhm by Sophia Hussain*  
GRAHAM A. BLUHM  
EASTMAN & SMITH LTD

*Sophia Hussain*  
SOPHIA HUSSAIN  
Assistant Attorney General

COUNSEL FOR APPELLEES

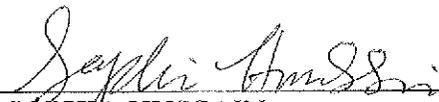
COUNSEL FOR APPELLANT

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the Stipulation to Extension of Time to File Merit Brief of Appellant was sent by regular U.S. mail on November 18<sup>th</sup>, 2009 to:

GRAHAM A. BLUHM  
EASTMAN & SMITH LTD.  
One SeaGate, 24<sup>th</sup> Floor  
P.O. Box 10032  
Toledo, Ohio 43699

Attorney for Appellees

  
\_\_\_\_\_  
SOPHIA HUSSAIN  
Assistant Attorney General