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August 5, 2010

Benjamin C. Mizer
Ohio Attorney General's Office
30 East Broad Street, 17th Floor
Columbus, OH 43215

Re: Case No. 2009-1369, *Michael Dean Scott v. Mark Houk, Warden*

Dear Mr. Mizer:

The above-named case is scheduled for oral argument on Tuesday, September 14, 2010. Pursuant to S.Ct. Prac. R. 9.3, a party who does not file a merit brief in compliance with S.Ct. Prac. R. 6.2 and 6.3, is deemed to have waived oral argument. Since a merit brief was not filed on behalf of the party you are representing, you are not permitted to argue the case.

If you have any questions regarding this matter, please contact me at (614) 387-9540.

Sincerely,



Valerie Cannell
Assistant Deputy Clerk

cc: Justin T. Kudela, Case Management Counsel
David L. Doughten