

IN THE SUPREME COURT OF OHIO

City of Elyria, et al.,)	
)	
Appellants,)	Case No. 2010-0564
)	
v.)	
)	On Appeal From The
Lorain County Budget Commission, et al.,)	Ohio Board of Tax Appeals
)	
Appellees.)	

MOTION OF APPELLEE AND CROSS-APPELLANT LORAIN COUNTY FOR THE
SUPREME COURT TO HEAR ORAL ARGUMENT

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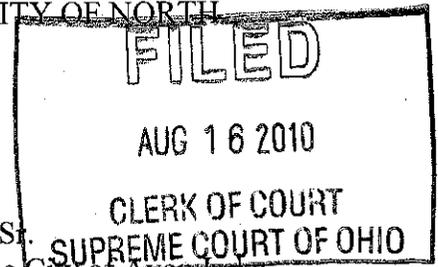
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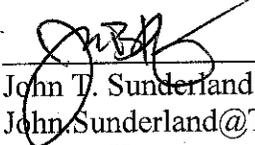


Pursuant to Supreme Court Rule IX, Section 7(A), appellee and cross-appellant Lorain County hereby requests that the Supreme Court hear oral argument on the above-captioned appeal instead of referring the oral argument to a master commissioner.

This is the second time this case has been before this Court. See *Elyria v. Lorain Cty. Budget Comm.*, 117 Ohio St.3d 403, 2008-Ohio-940 (“*Elyria P*”). In *Elyria I*, the full Supreme Court heard the oral argument, and all of the current justices except Chief Justice Brown participated directly in the argument and the decision. The Court remanded *Elyria I* to the BTA, and this appeal is the direct result of the Court’s prior remand. Thus, the Court is already familiar with the background, context, and issues the appeal presents. Lorain County submits that both justice and judicial efficiency will be better served if this Court continues to remain directly involved in the appeal rather than referring the matter to a master commissioner for oral argument and then receiving a report and recommendation from that commissioner.

Lorain County therefore requests the Supreme Court to schedule and hear the oral argument for this appeal.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion of Appellee and Cross-Appellant Lorain County for the Supreme Court to Hear Oral Argument was served by email, pursuant to S. Ct. Prac. R. 14.2(B)(1), upon the following on August 16, 2010:

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