

**ORIGINAL**

**IN THE SUPREME COURT OF OHIO**

**STATE OF OHIO**

**CASE NO. 2010-1325**

Plaintiff-Appellee

On Appeal from the  
Montgomery County  
Court of Appeals,  
Second Appellate District

vs.

**THOMAS EVERETTE, JR.**

Appellate Court  
Case No. CA 23585

Defendant-Appellant

**APPELLEE'S NOTICE of STIPULATED  
EXTENSION OF TIME TO FILE MERIT BRIEF**

**MATHIAS H. HECK, JR.**  
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**COUNSEL FOR  
THOMAS EVERETTE, JR.**

**COUNSEL FOR STATE OF OHIO**

**FILED**  
JAN 07 2011  
CLERK OF COURT  
SUPREME COURT OF OHIO

**Notice of Stipulated Extension  
of Time to File Merit Brief**

Pursuant to Ohio Supreme Court Practice Rule 14.3(B)(2)(a), the State of Ohio and counsel for Appellant Thomas Everette, Jr., have agreed to a stipulated 20-day extension of time to file Appellee's Merit Brief.

This stipulated extension makes the Appellee's Merit Brief, originally due on January 10, 2011, due now on January 30, 2011.

Respectfully submitted,

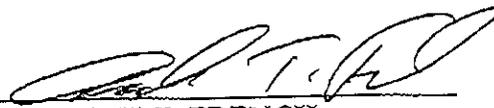
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice of Stipulated Extension of Time to File Merit Brief was sent by first class on January 7, 2010, to Counsel for Defendant-Appellant: Jeremy J. Masters, Assistant State Public defender, 250 East Broad Street, Suite 1400, Columbus, OH 43215.

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