

02-15-2011 12:33pm FROM-OLMER AND BERNE LLP 1700010007

STIPULATION TO AGREED EXTENSION OF TIME
UNTIL APRIL 4, 2011 FOR APPELLANT TO FILE MERIT BRIEF

Appellant Sager Corporation (a dissolved Illinois corporation) ("Sager") and Appellees, All Plaintiffs Represented by Bevan & Associates, L.P.A., through their undersigned counsel, file this Stipulation to Agreed Extension of Time Until April 4, 2011 for Filing of Appellant's Merit Brief and state as follows:

1. The record in this case was filed, and the Clerk of the Supreme Court gave notice of the filing of the record, on February 1, 2011, in accordance with S.Ct. R. Prac. 5.3.
2. Pursuant to S.Ct. Prac. R. 6.2(A)(2), Appellant Sager's Merit Brief is currently due "forty days from the date the Clerk files the record from the court of appeals," March 13, 2011.
3. Ohio S. Ct. Prac. R. 14.3(B)(2)(a) provides that "parties may stipulate to extensions of time to file merit briefs ... under S.Ct. Prac. R.6.2 ... not to exceed 20 days[.]"
4. Appellant and Appellees, through undersigned counsel, have agreed to an extension of time for 20 days, Appellant to file its Merit Brief.
5. The 20th day after March 13, 2011 is April 2, 2011.
6. April 2, 2011 is a Saturday. Pursuant to S.Ct. Prac. R. 14.3, Appellant's Merit Brief is therefore due on Monday, April 4, 2011, the next day that is not a Saturday, Sunday, or legal holiday.
7. Accordingly, Appellant and Appellee stipulate to an agreed extension until Monday, April 4, 2011 for Appellant to file its Merit Brief.

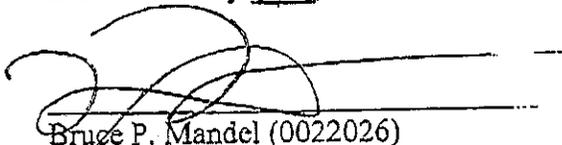
8. Pursuant to S.Ct. Prac. R. 6.3(A)(2), Appellees' Merit Brief will be due thirty days later, May 3, 2011. Appellees are not at this time requesting an extension of time under S. Ct. Prac. R. 14.3(B)(2).

9. Appellant has not previously requested any extension of time.

WHEREFORE, Appellant Sager Corporation (a dissolved Illinois corporation) ("Sager") and Appellees, All Plaintiffs Represented by Bevan & Associates, L.P.A., respectfully request that this Honorable Court permit the foregoing Stipulation to Agreed Extension of Time Until April 4, 2011 for Appellant to File Merit Brief, and enter an Order that Appellant's Merit Brief is due on April 4, 2011.

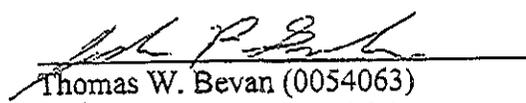
Dated February 14, 2011

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of this Stipulation To Agreed Extension Of Time Until
April 4, 2011 For Appellant To File Merit Brief was served by ordinary U.S. Mail on February

14, 2011, upon the following:

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