

In The Supreme Court of Ohio

State of Ohio, :  
Appellee, : Case No. 10-0576  
-vs- : Appeal taken from Stark County  
James Mammone, III, : Court of Common Pleas  
: Case No. 2009-CR-0859  
Appellant. : **This is a death penalty case**

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Motion to Stay Briefing

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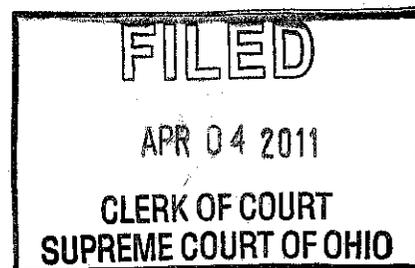
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Petitioner James Mammone, III, respectfully asks this Court to stay the briefing in this death penalty case for two weeks to April 22, 2011.

Mammone's brief is currently due on April 8, 2011. He has already received the 20-day stipulated extension of time.

Undersigned attorneys Linda Prucha and Angela Miller are the two attorneys assigned to this case.<sup>1</sup> They have been working on the brief and it is in large part finished. However, attorney Angela Miller is pregnant and she was informed by her doctor today, April 4, that her blood pressure is dangerously high. She was further informed by her doctor that she must enter the hospital today for induced labor by tomorrow.

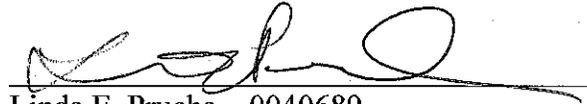
Attorney Miller is responsible for several propositions of law in the brief. She will not be able to complete them by Friday, April 8. Attorney Prucha is attempting to complete the brief, but in order to fully and fairly present the issues in this case to the Court additional time is needed to complete the brief.

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<sup>1</sup> Attorney Benjamin Zober is listed on the docket for this case however he resigned from the Office of the Ohio Public Defender several weeks ago.

Mammone respectfully requests that this Court stay the briefing in this case for two weeks, to April 22, 2011.

Office of the  
Ohio Public Defender



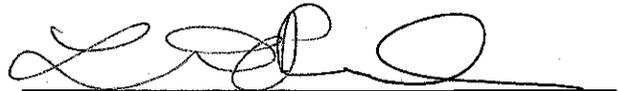
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Certificate of Service

I hereby certify that a true copy of the foregoing Motion to Stay Briefing was forwarded by first-class, postage prepaid U.S. Mail to Kathleen Tatarsky and Renee Watson, Assistant Prosecuting Attorneys, Stark County, 110 Central Plaza South, Suite 510, Canton, Ohio 44702, on this 4<sup>th</sup> day of April, 2011



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