

ORIGINAL

IN THE SUPREME COURT OF OHIO

ALLEN STOCKBERGER, THERESA A. BEMILLER, AND ROGER REED,

in their official capacity as the Board of County Commissioners of Knox County,

Appellants,

v.

JAMES L. HENRY, in his official capacity as Knox County Engineer,

Appellee.

Case No. 11-0859

On Appeal from the Knox County Court of Appeals Fifth Appellate District

Court of Appeals Case No. 10CA000018

FILED OCT 12 2011 CLERK OF COURT SUPREME COURT OF OHIO

STIPULATED EXTENSION OF TIME TO FILE BRIEF

Pursuant to S.Ct. Prac. R. 14.3(B)(2)(a), the Appellants, Allen Stockberger, Theresa A. Bemiller, and Roger Reed, in their official capacity as the Board of County Commissioners of Knox County, and Appellee, James L. Henry, in his official capacity as Knox County Engineer, hereby agree and stipulate that Appellants shall have an additional 20 days to file their Appellants' Brief. The Appellants have not previously obtained an extension of time from the Supreme Court or by agreement. The new date for filing Appellants' Brief will be no later than November 28, 2011.

Stipulated and Agreed To:

Luther L. Liggett (per email authorization 10/12/11 GABII)

Luther L. Liggett, Jr.\* (0004683) \*Counsel of Record Heather Logan Melick (0068756) Luper Neidenthal & Logan 50 West Broad Street, Suite 1200 Columbus, Ohio 43215 (614) 229-4423 (866) 345-4948 (facsimile)

Gerhardt A. Gosnell II

Gerhardt A. Gosnell II\* (0064919) \*Counsel of Record James E. Arnold & Associates, LPA 115 W. Main Street, Suite 400 Columbus, OH 43215 614-460-1600 614-469-1093 (facsimile) ggosnell@arnlaw.com

lliggett@lnlattorneys.com  
hmelick@lnlattorneys.com

*Counsel for Appellees*

Thomas A. Luebbers (0016916)  
Peck, Shaffer & Williams LLP  
201 East Fifth Street, Suite 900  
Cincinnati, Ohio 45202  
(513) 621-3394  
(513) 621-3813 (facsimile)  
tluebbers@peckshaffer.com

*Counsel for Appellants*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing *Stipulated Extension of Time to File Brief* was served via regular U.S. Mail, postage prepaid, this 12<sup>th</sup> day of October, 2011, upon the following:

Luther L. Liggett, Jr.  
Heather Logan Melick  
Luper, Neidenthal & Logan  
50 West Broad Street, Suite 1200  
Columbus, OH 43215  
*Counsel for Appellee Knox County Engineer*

Frederick A. Vierow  
6870 Haymore Avenue West  
Worthington, OH 43085  
*Counsel for Amicus Curia County  
Engineers Association of Ohio*

Eugene L. Hollins  
Dale D. Cook  
Wiles, Boyle, Burkholder  
& Bringardner Co., LPA  
300 Spruce Street, Floor One  
Columbus, OH 43215-1173  
*Counsel for Amici County Commissioners Association  
of Ohio and County Risk Sharing Authority, et al.*

  
Gerhardt A. Gosnell II  
Gerhardt A. Gosnell II