

# The Supreme Court of Ohio

FILED

OCT 19 2011

To wit: October 19, 2011

Case No. 2011-1783

CLERK OF COURT  
SUPREME COURT OF OHIO

## SUMMONS

The following have been named as respondent in the enclosed action:

Ohio Department of Health

Dr. Theodore E. Wymyslo  
In his official capacity as  
Director of the Ohio Department  
Of Health  
246 North High Street  
Columbus, Ohio 43215

You are hereby notified that a complaint for writ of mandamus has been filed against you in the SUPREME COURT OF OHIO, 65 South Front Street, Columbus, Ohio 43215-3431, by Burton Health Care Center, Inc. by and through their attorney, Peter A. Lusenhop, 52 East Gay Street, P.O. Box 1008, Columbus, Ohio 43216-1008.

Furthermore, you are hereby served with a copy of the complaint (enclosed) and are required to file an answer to the complaint or a motion to dismiss on or before the 21<sup>st</sup> day after service of this summons. See S.Ct.Prac.R. 10.5.

If you fail to respond timely to the complaint, this action will proceed before the Court.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the Supreme Court, this 19<sup>th</sup> day of October, 2011.

KRISTINA D. FROST

CLERK



DEPUTY