

# The Supreme Court of Ohio

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TELEPHONE 614.387.9530  
FACSIMILE 614.387.9539  
www.supremecourt.ohio.gov

November 30, 2011

John A. Borell, Jr.  
Four SeaGate, 8<sup>th</sup> Floor  
Toledo, OH 43604

Re: *In re: Application of Daniel Paul Poignon*, Case No. 11-1423

Dear Mr. Borell:

The above-named case is scheduled for oral argument on Tuesday, December 6, 2011. Pursuant to S.Ct. Prac. R. 9.3, a party who does not file a merit brief in compliance with S.Ct. Prac. R. 6.2 and 6.3, is deemed to have waived oral argument. Since a merit brief was not filed on behalf of the party you are representing, you are not permitted to argue the case.

If you have any questions regarding this matter, please contact me at (614) 387-9540.

Sincerely,



Amy L. Reitz  
Chief Deputy Clerk

cc: Justin T. Kudela, Case Management Counsel  
James E. Brazeau  
Michael Thomas  
Daniel Paul Poignon