

IN THE SUPREME COURT OF OHIO

**STATE OF OHIO, ex rel. BURTON
HEALTH CARE CENTER, INC.,**

Relator,

v.

OHIO DEPARTMENT OF HEALTH, et al.,

Respondents.

) **CASE NO. 2012-0101**
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) **ORIGINAL ACTION IN MANDAMUS**
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**MOTION OF RESPONDENTS KIRTLAND MIDWEST HEALTH CARE GROUP, LLC,
MUNSON HEALTHCARE, INC., AND PROVIDER SERVICES, INC. FOR AN
EXTENSION OF TIME TO FILE ANSWER TO COMPLAINT**

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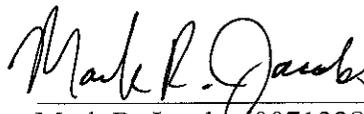
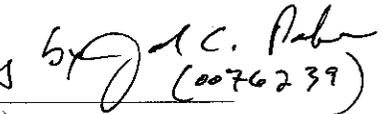
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FILED
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CLERK OF COURT
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Pursuant to S.Ct. Prac. R. 14.3(B)(2)(b), Respondents Kirtland Midwest Health Care Group, LLC, Munson Healthcare, Inc. and Provider Services, Inc. ("Respondents") respectfully move this Court for a ten-day extension of time, through and including February 23, 2012, in which to file their Answer to the Complaint filed by Relator Burton Health Care Center, Inc. ("Relator").

Counsel for Respondents sought a stipulation from Relator's attorney for an extension of time to file a response to the Complaint and Relator's attorney informed Respondents' counsel that Relator intended to dismiss this case. Relator has now filed an Application for Dismissal of Case to dismiss the entire case. Consequently, the requested extension of time would avoid the unnecessary expenditure of Respondents' resources to respond to a Complaint that Relator seeks to dismiss. Further, even if Relator did not file its Application for Dismissal, the requested extension would be necessary for Respondents to properly respond to the Complaint.

Accordingly, Respondents respectfully request that this Court grant them an extension of time, through and including February 23, 2012, in which to file their Answer to Relator's Complaint.

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CERTIFICATE OF SERVICE

A copy of the foregoing was sent this 13th day of February, 2012 via regular U.S. mail,
postage prepaid, to the following:

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