

No. 2012-0999

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In The  
**Supreme Court of Ohio**

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Columbus Bar Association  
*Relator*

v.

Stanlee Earl Culbreath  
*Respondent*

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*On Appeal from the Board of Commissioners  
On Grievances and Discipline  
Case No. 10-06*

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**RELATOR'S REPLY TO RESPONDENT'S  
MOTION TO EXTEND  
ORAL ARGUMENT DATE**

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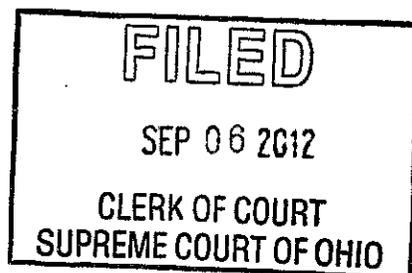
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COUNSEL FOR RESPONDENT



**RELATOR'S REPLY TO RESPONDENT'S  
MOTION TO EXTEND  
ORAL ARGUMENT DATE**

On September 4, 2012, Respondent filed a Motion with the Court seeking a postponement of Oral Argument in this matter, now scheduled for September 11, 2012. Relator opposes that Motion.

Throughout the long history of this case, Respondent has caused delay upon delay culminating with his request to continue the panel hearing in the case after the first day of trial in order that he might secure a new mental health expert to examine, treat, and subsequently testify for him after his original expert would not testify on his behalf. That continuance delayed the hearing for more than nine months from May 9, 2011 to January 30, 2012.

On June 11, 2012, the Board of Commissioners filed its Findings with this Court. The Court issued its Show Cause Order on June 19, 2012. Respondent apparently waited until the very last moment to secure new counsel for the purpose of filing Objections (his trial counsel having withdrawn after the panel hearing was completed). On very short notice, his new counsel did file comprehensive Objections on his behalf.

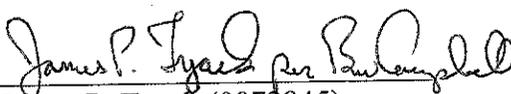
The Court, on August 6, 2012, issued its Notice of Oral Argument to be held on September 11, 2012. A month after that notice, Respondent is now claiming have "suffered a recent illness" -- the nature and duration of which is unspecified -- that has caused him to "miss several appointments with his counsel." This he says has "prevented him from participating in the preparation" for the scheduled Oral Argument.

Respondent has provided to this Court not the first particle of substantiation for his claimed inability to meet with his own counsel during the preceding month, and he has given no reason for his delay in raising the issue until a week before the hearing.

Any problem the Respondent now may have in complying with the orderly processes of this case is one of his own making. He has known, at very least since the Board issued its Findings nearly three months ago, that this day of reckoning was going to come. As he so often has in the past, he now seeks to delay the proceedings yet again. What is more, he asks the Court to take on pure faith his assertion of some unnamed malady so pervasive as to completely prevent communication with his counsel.

The public's interest in having this much-delayed case considered by this Court should not be thwarted again by granting Respondent an extraordinary continuance of the scheduled oral argument.

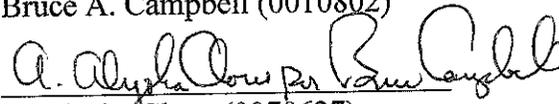
Respectfully submitted,

  
James P. Tyack (0072945)

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Bruce A. Campbell (0010802)

  
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COUNSEL FOR RELATOR

Certificate of Service

The undersigned counsel for Relator certifies that he served a true copy of this Relator's Reply to Respondent's Motion to Extend Oral Argument Date on Respondent's Counsel, Kenneth R. Donchatz, Esq., 35 North Fourth Street, S-200, Columbus, OH 43215 (ken@donchatzlaw.com) by mail and e-mail on September 6, 2012.

A handwritten signature in black ink, appearing to read "Bruce A. Campbell", written over a horizontal line.

Bruce A. Campbell (0010802)