

The Supreme Court of Ohio

OFFICE OF THE CLERK

65 SOUTH FRONT STREET, COLUMBUS, OH 43215-3431

CHIEF JUSTICE
MAUREEN O'CONNOR

CLERK OF THE COURT
KRISTINA D. FROST

JUSTICES
PAUL E. PFEIFER
EVELYN LUNDBERG STRATTON
TERRENCE O'DONNELL
JUDITH ANN LANZINGER
ROBERT R. CUPP
YVETTE MCGEE BROWN

TELEPHONE 614.387.9530
FACSIMILE 614.387.9539
www.supremecourt.ohio.gov

October 17, 2012

Barbara A. Lum
3900 Key Center
127 Public Square
Cleveland, OH 44114—1291

Re: Case No. 12-0438 *Todd L. Leopold, et al. v. Ace Doran Hauling & Rigging Co., et al.*

Dear Ms. Lum:

The above-named case is scheduled for oral argument on February 05, 2013. 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: Phillip J. Weaver, Jr.
Brian D. Sullivan
Donald Drinko
P.J. Malnar
Shannon J. George

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P.J. Malnar
8505 Settler's Passage
Brecksville, OH 44141

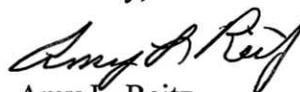
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October 17, 2012

Donald Drinko
Sixth Floor Bulkley Bldg.
1501 Euclid Avenue
Cleveland, OH 44115—1901

Re: Case No. 12-0438 *Todd L. Leopold, et al. v. Ace Doran Hauling & Rigging Co., et al.*

Dear Mr. Drinko:

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