

IN THE SUPREME COURT OF OHIO

STATE OF OHIO, ex rel. TIMOTHY)
 A. SWANSON,)
)
 Relator,)
)
 vs.)
)
 GEORGE T. MAIER,)
)
 Respondent.)

CASE NO. 2013-0274

*ORIGINAL ACTION IN
QUO WARRANTO*

MOTION TO EXTEND SUBMISSION OF EVIDENCE

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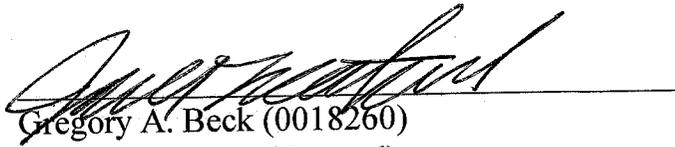
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 SUPREME COURT OF OHIO

Now comes the Relator, Timothy Swanson, and moves this Court for an order extending the submission of evidence from April 4, 2013 until April 10, 2013. The parties have diligently pursued limited discovery for the accumulation of evidence. Through cooperation between counsel, three limited depositions are requested: the Relator has requested the deposition of Respondent Maier, as well as the Harrison County Sheriff; the Respondent has requested Relator Swanson's deposition.

Although notices of deposition have been filed, counsel have now agreed that the three depositions will take place on April 1, 2013 and April 4, 2013. However, April 4, 2013, is the final date for submitting evidence pursuant to this Court's order for filing of evidence. The Relator requests that the date for filing evidence be extended until **April 10, 2013**. In this way, deposition transcripts that may be utilized will be available. The Relator agrees to maintain the original briefing schedule, in that the Relator's brief shall be filed on or before **April 15, 2013**. All other briefing dates originally set by the Court shall remain in effect. The parties have diligently made efforts to avoid this requested extension, but given the schedules of the deponents and counsel, this brief extension is necessary for the completion and transcription of witness deposition testimony.

Counsel for the Respondent has no objection to the requested extension for filing evidence.

Respectfully submitted,



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PROOF OF SERVICE

A copy of the foregoing motion was served by regular U.S. mail this 25th day of March, 2013, to:

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