

IN THE SUPREME COURT OF OHIO

State ex rel. Plunderbund Media, LLC,	:	Case No. 2013-0596
	:	
Relator,	:	Original Action in Mandamus
	:	
v.	:	
	:	
John Born, Director,	:	
Ohio Department of Public Safety,	:	
	:	
Respondent.	:	

**MOTION OF RESPONDENT TO STRIKE EXPLANATIONS OF COUNSEL FROM
RELATOR'S SUBMISSION OF EVIDENCE**

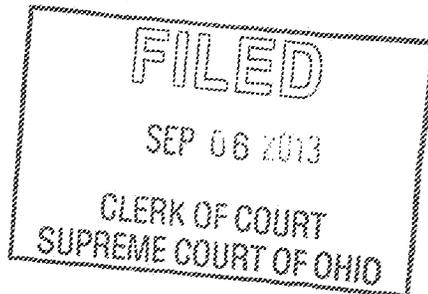
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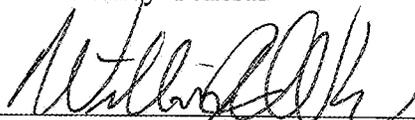


Respondent moves to strike the two explanations by counsel, regarding the relevancy of exhibits, from Relator's Submission of Evidence. These explanations, on the first page (after the cover page) of Relator's submission, include argument and citations to authority.

Supreme Court Practice Rule 12.06 governs the submission of evidence in original actions. Nowhere does the rule allow a party to explain and argue in its submission why its evidence is relevant and admissible. Such explanations and arguments are more appropriately made in a merit brief or a response to a motion to strike evidence.

Respectfully submitted:

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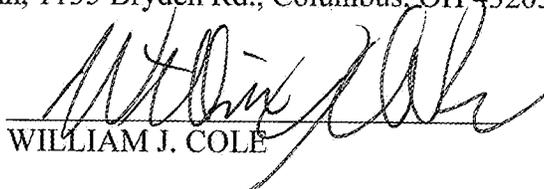
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was served by regular and electronic mail on September 6, 2013, upon Victoria E. Ullmann, 1135 Bryden Rd., Columbus, OH 43205.



WILLIAM J. COLE