

ORIGINAL

IN THE SUPREME COURT OF OHIO

PROGRESSOHIO.ORG, INC., ET AL.

CASE NUMBER 2012-1272

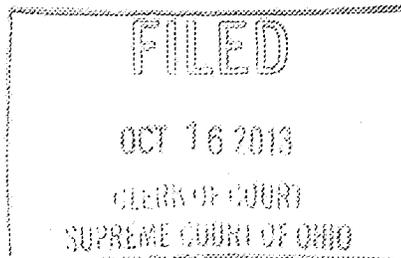
Appellants

Regular Calendar

v.

JOBSOHIO, ET AL.

Appellees



MOTION FOR LEAVE TO BE GRANTED ORAL ARGUMENT TIME

BY AMICUS CURIAE VICTORIA E. ULLMANN

Maurice A. Thompson (0078548)
1851 CENTER FOR CONSTITUTIONAL LAW
208 E. State Street
Columbus, Ohio 43215
Tel: (614) 340-9817
Fax: (614) 365-9564
mthompson@ohioconstitution.org
Counsel of Record
Co-Counsel for Plaintiff/Appellant
ProgressOhio.org, Inc.
and Counsel for Amicus Curiae 1851
Center for Constitutional Law

Aneca Lasley (0072366)
SQUIRES, SANDERS AND DEMPSEY
41 South High Street, Suite 200
Tel: (614) 365-2830
Columbus, Ohio 43315
aneca.lasley@squiresanders.com
Counsel of Record for Appellee JobsOhio

Douglas R. Cole (0070655)
ORGAN COLE AND STOCK
1335 Dublin Road
Columbus, Ohio 43215
Tel: (614) 481-0902
dreole@ocslawfirm.com

Donald J. McTigue (0022849)
Mark A. McGinnis (0076275)
J. Corey Colombo (0072398)
MCTIGUE & MCGINNIS LLC
545 East Town Street
Columbus, Ohio 43215
Tel: (614) 263-7000
Fax: (614) 263-7078
dmctigue@electionlawgroup.com
mmcginnis@electionlawgroup.com
ccolombo@electionlawgroup.com
Co-Counsel for Plaintiff-Appellant

Michael Hendershot (0081842)
Deputy Solicitor
ATTORNEY GENERAL
MICHAEL DEWINE
30 East Broad Street
Columbus, Ohio 43215
Tel: (614) 995-2273
Michael.hendershot@oh.att.gen.gov
Counsel of Record for Appellees
John R. Kasich et al.

MICHAEL J. SKINDELL (0039041), *pro se*
55 Public Square, Suite 1055
Cleveland, OH 4411
(216)-621-0070
mkindell@aol.com

Appellant, pro se

DENNIS E. MURRAY, JR. (0038509)
111 East Shoreline Dr.
Sandusky, Ohio 44870
(419) 624-3126
dmj@murrayandmurray.com
Appellant, pro se

Victoria E. Ullmann (0031468)
Attorney at law
1135 Bryden Road
Columbus, OH 43205
(614) 253-2692
Victoria_ullmann@hotmail.com

Amicus Curiae for Appellants

MOTION FOR LEAVE TO BE GRANTED ORAL ARGUMENT TIME

BY AMICUS CURIAE VICTORIA E. ULLMANN

Victoria E. Ullmann, amicus curiae, moves this Court to allocate to her a portion of the oral argument time provided to appellants pursuant to S.Ct. Prac. R. 17.06 (A)(2). Extraordinary circumstances do exist here to grant this request.

MEMORANDUM IN SUPPORT

This case presents the rare situation that an amicus is actually the attorney that is responsible for the litigation. Victoria E. Ullmann has been the primary attorney on this case since its beginning in 2011. If she had not been willing to be responsible for 80% of the work in this case *pro bono*, this case would not exist. She developed the case and did virtually all the work on the standing aspects of the case. The attempt by the Center of Constitutional Law to change the core issues in the case to match their ideology at this stage is inappropriate. An orderly determination of cases through the appellate process requires that there be consistency in the issues presented and litigated.

The issues raised here regarding the boundaries and the requirements of this Court's holdings regarding great public interest standing are the basis of the case and the issue that has been litigated in the lower courts. Public interest standing is a complicated issue. Oral argument is only 15 minutes and that time should be dedicated to the actual issues in the case. The Center for Constitutional Law commandeered this case to throw in arguments that promote its ideology that were not raised or determined by the 10th District Court of Appeals. The Center will use the oral argument period to continue to push that ideology. Over half of the brief it filed has absolutely nothing to do with this case. Taxpayer standing is completely irrelevant here and was rejected and waived early in this litigation. The oral argument needs to be about the actual case,

and allowing Ullmann to present it to the Court will maintain consistency and provide this Court with an advocate who will actually present the case that is the basis for the 10th District Court of Appeals decision, not another case that does not exist.

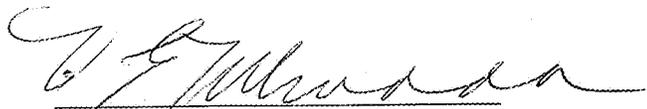
Respectfully submitted,



Victoria E. Ullmann (0031468)
Amicus Curiae, Attorney at law
1135 Bryden Road
Columbus, Ohio 43205
(614) 253-2532

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of this motion were sent to all counsel for the parties by email on date of filing.



Victoria E. Ullmann
Attorney at law