

ORIGINAL

IN THE SUPREME COURT OF OHIO

13-1934

In re:) ON APPEAL FROM THE BOARD
) OF COMMISSIONERS ON GRIEVANCES
 Complaint against) AND DISCIPLINE
 Larry Dean Shenise,)
)
 Respondent,) CASE NO. 2013-037
)
)
 vs.)
)
 Akron Bar Association,)
)
 Relator.)

**NOTICE OF APPEAL OF PETITIONERS,
 THE BEACON JOURNAL PUBLISHING COMPANY AND PHIL TREXLER**

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FILED
 DEC 09 2013
 CLERK OF COURT
 SUPREME COURT OF OHIO

RECEIVED
 DEC 09 2013
 CLERK OF COURT
 SUPREME COURT OF OHIO

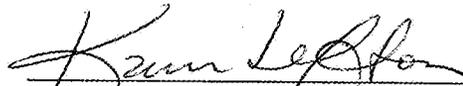
NOTICE OF APPEAL OF PETITIONERS,
THE BEACON JOURNAL PUBLISHING COMPANY AND PHIL TREXLER

Petitioners, The Beacon Journal Publishing Company and Phil Trexler (“Beacon Journal” or “Trexler”) hereby give notice of appeal to the Supreme Court of Ohio from the judgment of the Panel Chair of the Board of Commissioners on Grievances and Discipline, entered in disciplinary case number 2013-037 on December 2, 2013, (“Entry”). A true and accurate copy of the Entry is attached hereto as Exhibit “A” and incorporated herein by reference as if fully rewritten.

This case is one of public or great general interest.

Respectfully submitted,

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CERTIFICATE OF SERVICE

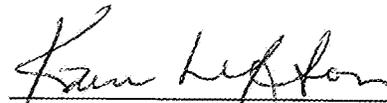
The undersigned certifies that a copy of the foregoing *Notice of Appeal* was served via e-mail and regular U.S. Mail delivery this 5th day of December, 2013, upon:

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BEFORE THE BOARD OF COMMISSIONERS ON
GRIEVANCES AND DISCIPLINE
OF
THE SUPREME COURT OF OHIO

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ON GRIEVANCES & DISCIPLINE

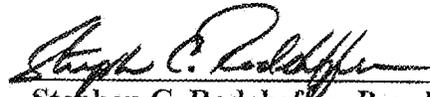
In re: :
Complaint against : Case No. 2013-037
Larry Dean Shenise :
Respondent :
Akron Bar Association :
Relator :

ENTRY

This matter comes before the Panel and the Board of Commissioners on Grievances and Discipline of the Supreme Court of Ohio on the Motion to Quash Subpoena to Phil Trexler filed with the Board on November 8, 2013, by the Beacon Journal Publishing Company, Inc. and Phil Trexler.

In the Panel's opinion, the alleged statements made by the Respondent as reported in the news article of February 1, 2012, in the Beacon Journal are relevant to these proceedings and there does not appear to be any alternate means of proving the statements, other than through the testimony of Mr. Trexler, barring an admission by the Respondent that he made them. Further, the evidence subpoenaed on its face appears essential to the Relator's case and is therefore essential to the administration of justice in this case. Finally, the Panel does not find the subpoena to be vague, overly broad, or designed to harass Mr. Trexler as alleged in the motion.

Therefore, upon consideration of the foregoing the Panel Chair finds the motion to quash not to be well taken, and the same is hereby overruled.



Stephen C. Rodeheffer, Panel Chair
 per authorization