

ORIGINAL

NOS. 2013-1255 & 2013-1501

IN THE SUPREME COURT OF OHIO

STATE OF OHIO

Plaintiff-Appellant/Cross-Appellee

vs.

FRANK ROGERS, JR.

Defendant-Appellee/Cross-Appellant

**STIPULATION TO AN AGREED EXTENSION OF TIME  
TO FILE MERIT BRIEF**

Counsel for Plaintiff-Appellant

**TIMOTHY J. MCGINTY  
CUYAHOGA COUNTY PROSECUTOR**

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**FILED**  
DEC 17 2013  
CLERK OF COURT  
SUPREME COURT OF OHIO

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Pursuant to S. Ct. Prac. R. 14.3 (B)(2)(a), Adam M. Chaloupka, counsel for the State of Ohio, and Cullen Sweeney, counsel for Frank Rogers, Jr., hereby stipulate to an agreed extension of time for filing the State of Ohio's Merit Brief, which is due on December 17, 2013 for a period of twenty days. As agreed to by the parties, the new filing date for the State of Ohio's Merit Brief is Monday, January 6, 2014.

(By Telephone Consent)

**CULLEN SWEENEY (0077187)**  
Counsel for Frank Rogers, Jr.



**ADAM M. CHALOUPKA (0089193)**  
Counsel for the State of Ohio

**CERTIFICATE OF SERVICE**

A copy of the foregoing Stipulation to an Agreed Extension of Time to File Merit Brief has been mailed this 17<sup>th</sup> day of December, 2013, to Frank Rogers, Jr., through counsel, Cullen Sweeney, *Esq.* at the Office of the Cuyahoga County Public Defender, Courthouse Square, 310 Lakeside Avenue, Suite 400, Cleveland, Ohio 44113.



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