

IN THE SUPREME COURT OF OHIO

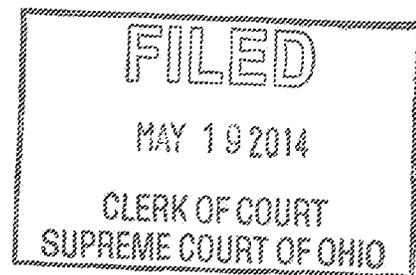
State ex rel. Janice M. Conway, :
 Relator, : Case No. 14-0252
 v. :
 Franklin County :
 Prosecutor's Office, et al., :
 Respondents. :

ANSWER OF RESPONDENT FRANKLIN COUNTY SHERIFF'S DEPARTMENT

Now comes Respondent Franklin County Sheriff's Department, by and through counsel, and for its Answer to the Complaint, states as follows:

FIRST DEFENSE

1. In response to the preamble paragraph of the Complaint, Respondent admits that Relator has brought this action to compel the production of documents Relator believes to be public records. The remaining allegations contained in the preamble paragraph of the Complaint contain legal conclusions to which a response is not required. To the extent a response is required, Respondent denies same.
2. Respondent denies for want of sufficient knowledge or information the allegations contained in Paragraphs 1, 2, 3, 7, 8, 9, 10, and 11 of the Complaint and any and all subparts contained therein.
3. In response to Paragraphs 4, 5, and 6 of the Complaint, Respondent avers that documents speak for themselves and denies any and all remaining allegations.



4. In response to the allegations contained in Paragraph 12 of the Complaint, Respondent avers that the statute, case law, and rule cited therein speak for themselves and denies any and all remaining allegations.

5. The allegations contained in Paragraph 13 of the Complaint regarding Respondent contain legal conclusions to which a response is not required. To the extent a response is required, Respondent denies same. Further answering, Respondent denies for want of sufficient knowledge or information any and all remaining allegations.

6. Paragraph 14 of the Complaint does not contain allegations that require a response from Respondent. To the extent a response is required, Respondent denies same.

In response to Wherefore clause of the Complaint, Respondent denies that Relator is entitled to any of the relief requested therein or to any relief whatsoever.

SECOND DEFENSE

7. Respondent denies any and all allegations not expressly admitted herein.

THIRD DEFENSE

8. The Complaint, either in whole or in part, fails to state a claim upon which relief may be granted.

FOURTH DEFENSE

9. The Franklin County Sheriff's Department is not *sui juris*.

FIFTH DEFENSE

10. Respondent did not act, or fail to act, in any way that proximately caused any injury to Relator.

SIXTH DEFENSE

11. Respondent did not willfully, wantonly, intentionally, recklessly, or negligently cause any injury to Relator.

SEVENTH DEFENSE

12. Respondent has no actual, implied, imputed or any other knowledge of any wrongs committed, if such exist.

EIGHTH DEFENSE

13. Other than the documents already produced, Relator's request seeks documents that are not public records.

WHEREFORE, having fully answered, Respondent respectfully moves this Court for an order dismissing the present action, for costs and, upon successful defense of this action, for such other relief as this Court may deem equitable.

Respectfully submitted,

**RON O'BRIEN
PROSECUTING ATTORNEY
FRANKLIN COUNTY, OHIO**

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Sheriff's Department

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Answer of Respondent Franklin County Sheriff's Department was served by First Class U.S. Mail, postage prepaid, to Janice M. Conway, 2005 Dyer Road, Grove City, Ohio, 43123, Relator *pro se*, and Glenn B. Redick, Columbus City Attorney's Office, 77 North Front Street, 4th Floor, Columbus, Ohio 43215, counsel for the City of Columbus, Division of Police, Keeper of Records.

Nick A. Soulas, Jr. Anyl. Office
Nick A. Soulas, Jr. 0062166 *per authorization*