

ORIGINAL

IN THE SUPREME COURT OF OHIO

J&C MARKETING, LLC, ET AL.,)	Case No. 2013-1963
)	
Appellee,)	On Appeal from the
)	Cuyahoga County Court of Appeals
vs.)	Eighth Judicial District
)	
TIMOTHY J. MCGINTY, CUYAHOGA)	Court of Appeals Case No. 13 CA 99676
COUNTY PROSECUTOR,)	
)	
Appellant.)	

**APPELLANT'S MOTION FOR A TEN (10) DAY
EXTENSION OF TIME TO FILE MERIT BRIEF**

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Appellant.)	<u>APPELLANT'S MOTION FOR A</u>
)	<u>TEN (10) DAY EXTENSION OF TIME</u>
)	<u>TO FILE MERIT BRIEF</u>

This jurisdictional appeal was perfected on December 16, 2013 pursuant to S.Ct.Prac.R. 7.01(A)(1). The Court accepted the appeal on March 26, 2014 and the record was filed on April 14, 2014. Pursuant to S.Ct.Prac.R. 16.02(A)(2), the Merit Brief of Appellant Timothy J. McGinty, Cuyahoga County Prosecutor, is currently due on May 27, 2014.

Pursuant to S.Ct.Prac.R. 3.03(B)(2)(b), Appellant respectfully moves this Court for a ten (10) day extension of time, up to and including June 6, 2014, within which to file the Appellant's Merit Brief in this case. The grounds in support of this motion are that because of legal briefing obligations that had earlier due dates and other professional obligations, the undersigned counsel requires a short extension of time in order to complete the merit briefing for this appeal.

This is the only request for an extension of time sought by Appellant in this case. This request is not made for purposes of delay. No party should be prejudiced by granting this request for an extension of time.

Accordingly, Appellant Timothy J. McGinty, Cuyahoga County Prosecutor, respectfully requests a ten (10) day extension of time, up to and including June 6, 2014, within which to file the Appellant's Merit Brief.

Respectfully submitted,

TIMOTHY J. McGINTY, Prosecuting Attorney
of Cuyahoga County

By: /s Charles E. Hannan
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*Counsel for Appellant Timothy J. McGinty,
Cuyahoga County Prosecutor*

CERTIFICATE OF SERVICE

Pursuant to S.Ct.Prac.R. 3.11(A)(1)(a) and (B)(1), a true copy of the foregoing Appellant's Motion for a Ten (10) Day Extension of Time to File Merit Brief was served this 23rd day of May 2014 by e-mail upon:

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/s Charles E. Hannan
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** Counsel of Record*