

IN THE SUPREME COURT OF OHIO

ORIGINAL

PHILLIP B. DODD, *et al.*,

Plaintiff-Appellants,

v.

JOHN WILLIAM CROSKEY, *et al.*,

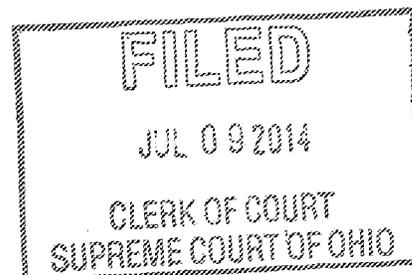
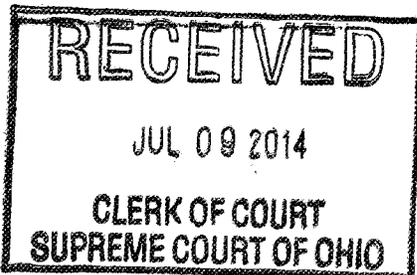
Defendant-Appellees.

CASE NO. 2013-1730

MOTION TO STRIKE BRIEFS

Now come the Appellants, by and through Counsel, and hereby respectfully request that this Honorable Court strike the brief of Appellee John Croskey for violation of S.Ct.Prac.R. 3.09(A)(3) and Appellee Harriet Evans' brief for failure to comply with S.Ct.Prac.R. 16.03(B)(1). For cause, the Appellants state that the above Appellee briefs did not comply with Supreme Court Rules of Practice, as listed above. Appellee Evans' brief lists a second proposition of law which this Court declined to review. To the extent that Appellee Evans' brief refers to another proposition of law, that brief should be stricken. Additionally, the failure of Appellee Croskey to comply with the Supreme Court's mechanical requirements calls for the striking of that brief.

The Court's clerk refused to file the Appellants' reply brief because of the failure of the express mail carrier to timely deliver the brief as promised. (See attached.) The Appellees should be held to the same exacting standard as the Appellants.



Respectfully submitted,



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PROOF OF SERVICE

A copy of the foregoing Brief was served by regular mail upon the following attorneys and unrepresented parties, this 7th day of July, 2014:

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PAUL HERVEY / JILLIANN A. DAISHER



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