

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO ex rel.
Schiffbauer

Relator,

v.

Larry Banaszak, et al.

Respondents.

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Case No. 2014-0244

Original Action in Mandamus

MOTION FOR LEAVE TO FILE AMICUS BRIEF SUPPORTING RELATOR'S
OPPOSITION TO RESPONDENT'S MOTION TO DISMISS

JOHN C. GREINER (0005551)
Graydon Head & Ritchey LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45202-3157
Phone: 513-629-2734
Fax: 513-651-3836
jgreiner@graydon.com

*Counsel for Relator,
Anna Schiffbauer*

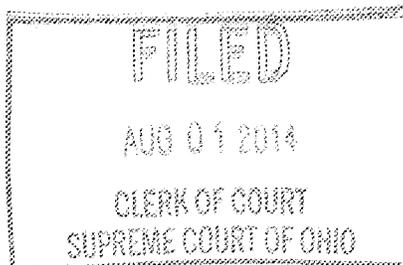
MICHAEL DEWINE (0009181)
Ohio Attorney General

JEFFERY W. CLARK (0017319)
Assistant Attorney General
Constitutional Offices Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Phone: 614-466-2872
Fax: 614-728-7592
jeffery.clark@ohioattorneygeneral.gov

*Counsel for Amicus
Attorney General Michael DeWine*

RICHARD S. LOVERING (0022027)
ANNE MARIE SFERRA (0030855)
WARREN I. GRODY (0062190)
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215
Phone: 614-227-2300
Fax: 614-227-2390
rlovering@bricker.com

*Counsel for Respondents,
Larry Banaszak and Robert M. Gatti*



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**MOTION FOR LEAVE TO FILE AMICUS BRIEF SUPPORTING RELATOR'S
OPPOSITION TO RESPONDENT'S MOTION TO DISMISS**

The Ohio Attorney General respectfully seeks leave of this Court to file as an amicus curiae in support of Relator's opposition to the Respondents' motion to dismiss the complaint. The amicus brief is being filed, as a separate document, concurrently with this motion.

The Ohio Attorney General plays an integral part in implementing Ohio's public records law, and has an interest in ensuring that Ohio's public records are made available to the public. Also, both parties to this action have submitted pleadings opining on the nature and extent of the role of the Attorney General in the training and other involvement and regulation of law enforcement agencies in Ohio. The Ohio Peace Officer Training Commission and Ohio Peace Officer Training Academy are public offices within the Attorney General's Office, and the Attorney General can offer the Court insight on the involvement and regulation provided by these agencies for police agencies such as the Otterbein Police Department.

The specific class of records at issue in this case are those generated by a statutory police department documenting the exercise of its plenary police powers. The Attorney General's amicus brief will be limited to demonstrating why these records are subject to Ohio's public records law, and why this Court should not grant Respondents' motion to dismiss.

For these reasons, the Ohio Attorney General respectfully asks this Court to grant this motion and accept the filing of the amicus brief.

Respectfully submitted,

MICHAEL DEWINE (0009181)
Ohio Attorney General



JEFFERY W. CLARK (0017319)
Assistant Attorney General
Constitutional Offices Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: 614-466-2872
Fax: 614-728-7592
jeffery.clark@ohioattorneygeneral.gov

*Counsel for Amicus
Attorney General Mike DeWine*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing *Motion* was served by first class mail via the U.S.

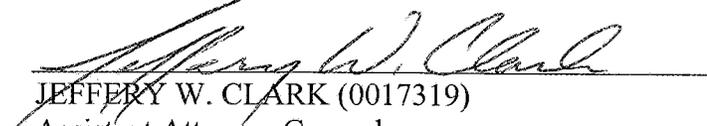
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John C. Greiner (0005551)
Graydon Head & Ritchey LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45202-3157
Phone: 513-629-2734
Fax: 513-651-3836
jgreiner@graydon.com

Counsel for Anna Schiffbauer

Richard S. Lovering (0022027)
Anne Marie Sferra (0030855)
Warren I. Grody (0062190)
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215
Phone: 614-227-2300
Fax: 614-227-2390
rloving@bricker.com

*Counsel for Respondents,
Larry Banaszak and Robert M. Gatti*


JEFFERY W. CLARK (0017319)
Assistant Attorney General