

IN THE SUPREME COURT OF OHIO

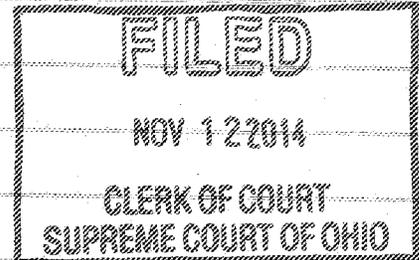
ORIGINAL

STATE OF OHIO, ex rel,
HAKEEM SULTAANA
501 THOMPSON Rd / P.O. BOX 8000
CONNEAUT, OHIO

CASE NO. 14-1855

44030

RELATOR



VS.

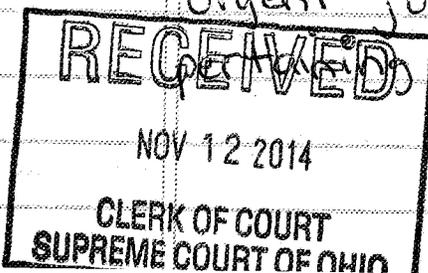
CUYAHOGA COUNTY COMMON PLEAS JUDGE PETER CORRIGAN
1200 ONTARIO AVE
CLEVELAND, OHIO

44113

RESPONDENT

RELATOR HAKEEM SULTAANA'S JUDICIAL
NOTICE PERTAINING TO HIS EIGHTH
DISTRICT PENDING DIRECT APPEAL (CASE NO. 101492)

Relator Hakeem Sultaana hereby gives an
urgent judicial notice to this honorable court
to his pending direct appeal in the



Eighth DISTRICT COURT OF appeals. (STATE V SULTAANA
C.O.A No. 101492)

The record confirms relator Hakeem Sultaana commenced this original action on October 27, 2014 in this Honorable Court. The record should reflect this action was also commenced 2 days prior to Appellant's ment Brief was due on October 29, 2014 in his pending direct Appeal.

Appellant Counsel moved for an extension of time citing "procuring the verdict form has become an issue". (ATTACHED exhibit CA).

Now AS OF date the jury verdict form is not A PART OF RECORD* after Appellant/relator Counsel informed the 8th DISTRICT C.O.A About the issue. Moreover, again relator's Affidavit of Verity (ATTACHED TO ORIGINAL Complaint) under OATH informs this Court that Appellant's/relator's Counsel informed relator Family that the verdict forms was shredded.

Now due to this obvious prejudicial error relator has informed the 8th DISTRICT COURT OF appeals that the COURT LACKS Subject matter jurisdiction using the First DISTRICT COURT OF Appeals CASE STATE V COSBY 1987 OHIO App-LEXIS 7761 as support.

This notice is given to prevent gamesmanship or SMOKE SCREENING this huge prejudicial error VIA preserving the record AS TO ACTUAL FACTS.

respectfully Submitted

Hakeem Sultaana

* How could it? (emphasis Added) (2)

SERVICE

A copy of this Judicial notice has been sent
regular U.S mail to respondent at 1200 ONTARIO
AVE CLEVELAND, OHIO 44113 on this 9th day of
November 2014



IN THE COURT OF APPEALS
EIGHTH JUDICIAL DISTRICT OF OHIO
CUYAHOGA COUNTY

CA 101492

STATE OF OHIO :
Plaintiff-Appellee :
vs :
HAKEEM SULTAANA : MOTION FOR EXTENSION OF TIME
Defendant-Appellant : TO FILE APPELLANT'S BRIEF AND
ASSIGNMENTS OF ERROR

COUNSEL FOR APPELLEE:

TIMOTHY J. MCGINTY
Cuyahoga County Prosecutor
Justice Center - 9th Floor
1200 Ontario Street
Cleveland, Ohio 44113
216-443-7800

COUNSEL FOR APPELLANT:

ROBERT L. TOBIK
Cuyahoga County Public Defender
BY: ERIKA CUNLIFFE (#0074480)
CULLEN SWEENEY (#0077187)
Assistant Public Defenders
310 Lakeside Avenue, Suite 200
Cleveland, Ohio 44113
(216) 443-7583
(216) 443-6911 FAX

BRIEF IN SUPPORT OF MOTION

The brief in the above captioned case is due on October 29, 2014. This Court previously granted the undersigned counsels' request for a generous extension of time based on the volume of the case and the fact that undersigned are both carrying a heavy caseload. In granting that extension, this Court noted that it would not consider further extension. Nevertheless, counsel require a short additional extension, to and including November 4, 2014, to get Mr. Sulataana's brief on file.

For one thing, Mr. Sulataana has been actively involved in his appeal – so involved that he will likely seek leave to submit additional assignments of error pro se. Such involvement has required frequent communication between counsel and Sulataana regarding the issues to be raised on appeal. During those communications, it has become clear that the jury verdict forms figure prominently in Mr. Sulataana's understanding of his direct appeal. Accordingly, obtaining and properly filing those forms has become an issue that has occasioned some delay.

In addition, both undersigned counsel are carrying extremely heavy appellate dockets (the Public Defender's Appellate Division has been again reduced to three lawyers, notwithstanding the expansion of their docket), as well as their involvement in trial court matters. Further, both lawyers have been working intensively on trial and Supreme Court matters. Mr. Sweeney has been preparing for trial in *State v. Thigpen*, CR-12-563007, an aggravated murder prosecution in the Court of Common Pleas set to commence on November 4th. Ms. Cunliffe has been briefing numerous pretrial issues in *State v. Madison*, CR-13-579539, a capital murder prosecution in the Court of Common Pleas; in addition to new briefing ordered by the Ohio Supreme Court in *State v. Anthony Sowell*, 2011-1921.

Ultimately, Mr. Sulataana's case raises important complex issues that counsel need time to

properly coalesce into a brief. The additional 6 days requested will enable them to accomplish this task. Under the circumstances, counsel ask this Court to grant their request for an extension of time to file Mr. Sultaana's brief to and including November 4, 2014.

Respectfully submitted,

/s/ Erika Cunliffe

ERIKA CUNLIFFE
Assistant Public Defender
Counsel for Appellant

/s/ Cullen Sweeney

CULLEN SWEENEY
Assistant Public Defender
Counsel for Appellant

CERTIFICATE OF SERVICE

A copy of the foregoing Motion and Brief for Extension of Time to File Appellant's Brief and Assignments of Error was served via electronic filing to Timothy J. McGinty, Cuyahoga County Prosecutor, The Justice Center - 9th Floor, 1200 Ontario Street, Cleveland, Ohio 44113 on October 28, 2014.

/s/ Erika Cunliffe

ERIKA CUNLIFFE
Assistant Public Defender
Counsel for Appellant

/s/ Cullen Sweeney