

IN THE SUPREME COURT OF OHIO

STATE OF OHIO EX REL.)	
LEWIS LEROY MCINTYRE, JR.)	CASE No. 2015-0080
)	
Relator)	
)	
v.)	
)	ORIGINAL ACTION IN
)	PROHIBITION, MANDAMUS,
)	AND PROCEDENDO
SUMMIT COUNTY COURT OF)	
COMMON PLEAS, et. al.)	
)	
)	
Respondents)	

**RESPONDENTS' RESPONSE IN OPPOSITION TO RELATOR'S REQUEST
FOR ORAL ARGUMENT**

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Now come the Respondents, Summit County Court of Common Pleas, Judge William Victor, Judge Mary Spicer, and Judge Thomas Teodosio, through undersigned counsel, and respectfully request that the Court deny Relator's request for oral argument regarding his Complaint for Writs of Prohibition, Mandamus, and Procedendo.

In an original action the Supreme Court has full discretion to grant oral argument upon a determination that the case involves a complex issue of law or fact. *State ex rel. V.K.B. v. Smith*, 138 Ohio St.3d 84, 2013-Ohio-5477, 3 N.E.3d1184, ¶ 8, *citing State ex rel. Davis v. Pub. Emps. Retirement Bd.*, 111 Ohio St.3d 118, 2006-Ohio-5339, 855 N.E.2D 444, ¶ 15, *citing State ex rel. United Auto., Aerospace & Agricultural Implement Workers of Am. v. Ohio Bur. Of Workers' Comp.*, 108 Ohio St. 3d 432, 2006-Ohio-1327, 844 N.E.2d 335, ¶ 25-26.

Relator requests oral argument because underlying factual issues of the Complaint contains a "voluminous web of issues" and that such argument would aid the court in rendering a decision. The Relator, through his numerous motions and appeals, has generated a voluminous amount of paperwork. The record, while long, when examined with the submitted briefs and evidence is more than sufficient to resolve all issues which have been raised. *See Calvaruso v. Brown*, 138 Ohio St.3d 503, 2014-Ohio-1018, 8 N.E.3d 911, ¶ 24-25.

WHEREFORE, it is respectfully requested that this Court deny Relator's request for oral argument as it is unnecessary.

Respectfully submitted,

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Prosecuting Attorney

/s/ Colleen Sims
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PROOF OF SERVICE

I hereby certify that a copy of the foregoing was sent via regular U.S. Mail Service to: Stephen Hanudel, Attorney for Relator, 124 Middle Ave., Suite 900, Elyria, Ohio 44035, this Wednesday, February 11, 2015.

/s/ Colleen Sims
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