

ORIGINAL

In the  
Supreme Court of Ohio

STATE OF OHIO EX REL.	)	Supreme Court of Ohio
GLEN P. STEWART, et al.,	)	Case No. 2014-1792
	)	
Relators,	)	Original Action in Mandamus
	)	
vs.	)	
	)	
THE OHIO LOCAL GOVERNMENT	)	
INNOVATION COUNCIL, et al.	)	
	)	
Respondents.	)	

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**JOINT MOTION TO STAY THE PROCEDURAL SCHEDULE**

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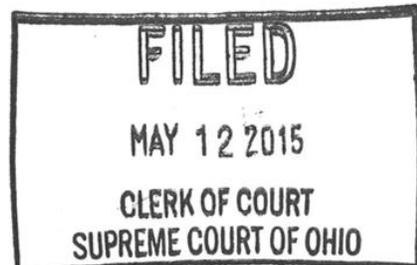
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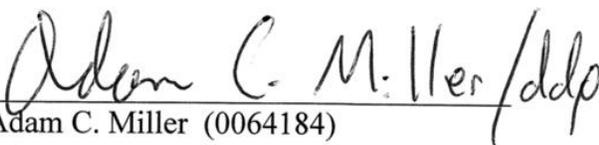
*Counsel for Relators*

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Pursuant to S.Ct.Prac.R. 4.01(A)(1), Relators and Respondents jointly move the Court to indefinitely stay the procedural schedule. The Relators and Respondents are actively engaged in settlement discussions and believe a stay of the procedural schedule will enable the parties to continue these discussions. A memorandum in support of this motion is attached below.



Respectfully Submitted,

 Adam C. Miller /ddp

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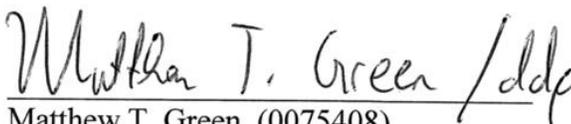
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per  
signature  
authority  
5/12/15

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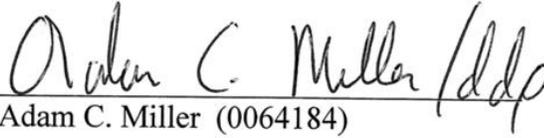
**MEMORANDUM IN SUPPORT**

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Pending before the Court is Relators' mandamus complaint, which was filed on October 16, 2014. On April 8, 2015, the Court issued an entry that, *sua sponte*, granted an alternative writ and established a procedural schedule for the presentation of evidence and briefing. The April 8, 2015 entry indicated that the parties should file any evidence they intend to present within 20 days of the April 8, 2015 entry, which made April 28, 2015 the deadline for filing evidence. On April 20, 2015, the parties filed a stipulated extension of the deadline for filing evidence, which established May 18, 2015 as the deadline for filing evidence.

Since the filing of the stipulation, the parties have had settlement discussions. Although these discussions are still ongoing, they have been productive. If a settlement is eventually reached due to these discussions, this would potentially resolve the controversy pending before this Court. The parties wish to focus their energy on potential settlement and believe an indefinite stay of the procedural schedule is necessary to do so. In addition, any potential settlement likely would require actions that cannot be undertaken until after an official vote by the Local Government Innovation Council (the "LGIC"), and the LGIC is not scheduled to meet again until June 4, 2015. Therefore, the parties jointly request that the Court indefinitely stay the procedural schedule. The parties will keep the Court abreast of the status of settlement discussions and notify the Court if settlement cannot be reached. If the parties cannot reach a settlement, the parties will request that the stay be lifted.

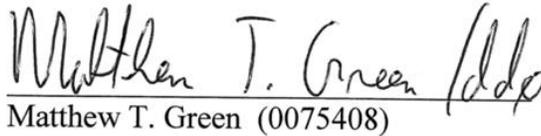
Respectfully Submitted,

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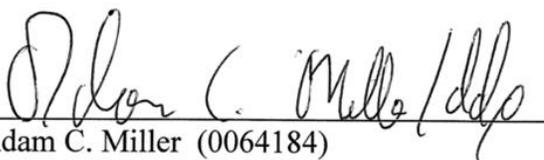
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per  
signature  
authority  
5/12/10

*Counsel for Respondents*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **Joint Motion for Stay of the Procedural Schedule**, was served via email on this May 12, 2015 on Matthew T. Green, Assistant Attorney General, Counsel for all Respondents, at 30 East Broad St., 26<sup>th</sup> Floor, Columbus, Ohio 43215, email address [matthew.green@ohioattorneygeneral.gov](mailto:matthew.green@ohioattorneygeneral.gov).

  
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