

## In the Supreme Court of Ohio

Mason Companies, Inc.,	:	
	:	Case No. 2015-0794
	:	
Appellant,	:	
	:	Appeal from the Ohio
v.	:	Board of Tax Appeals
	:	
Joseph W. Testa,	:	
Tax Commissioner of Ohio,	:	
	:	BTA Case Nos. 2012-1169,
Appellee.	:	2012-2806

---

### JOINT STIPULATION TO EXTENSION OF TIME TO FILE MERITS BRIEFS

---

David W. Bertoni (PHV 2436-2015)  
(Counsel of Record)  
BRANN & ISAACSON  
184 Main Street  
P.O. Box 3070  
Lewiston, ME 04243-3070  
Tel. (207) 786-3566  
Fax (207) 783-9325  
Email: [dbertoni@brannlaw.com](mailto:dbertoni@brannlaw.com)

AND

Edward J. Bernert (0025808)  
BAKER HOSTETLER  
Capitol Square, Suite 2100  
65 East State Street  
Columbus, OH 43215-4260  
Tel: (614) 462-2687  
Fax: (614) 462-2616  
Email: [ebernert@bakerlaw.com](mailto:ebernert@bakerlaw.com)

Counsel for Appellant,  
Mason Companies, Inc.

Mike DeWine (0009181)  
Attorney General of Ohio  
Christine T. Mesriow (0015590)  
Daniel W. Fausey (0079928)  
Assistant Attorneys General  
Office of the Attorney General  
Taxation Section, 25th Floor  
Rhodes Tower  
30 East Broad Street  
Columbus, OH 43215  
Tel. (614) 466-5967  
Fax (614) 466-8226  
[daniel.fausey@ohioattorneygeneral.gov](mailto:daniel.fausey@ohioattorneygeneral.gov)  
[christine.mesriow@ohioattorneygeneral.gov](mailto:christine.mesriow@ohioattorneygeneral.gov)  
  
Counsel for Appellee,  
Joseph W. Testa, Tax Commissioner of  
Ohio

Appellant Mason Companies, Inc. and Appellee Joseph W. Testa, Tax Commissioner of Ohio, jointly stipulate pursuant to S.Ct.Prac.R. 3.03(B)(2) to extend the parties' time to file their respective merits briefs by twenty days. This is the only stipulated extension of time the parties have sought from this Court. And this stipulated extension of time is filed within the time for filing the briefs that are the subject of the stipulation. The parties' merits briefs are currently due to be filed on August 10, 2015. Therefore, with the stipulated twenty-day extension and the application of S.Ct.Prac.R. 3.03(A)(1), the new date for filing the parties' merits briefs will be August 31, 2015.

Respectfully submitted,

s/ Edward J. Bernert  
David W. Bertoni (PHV 2436-2015)  
(Counsel of Record)  
BRANN & ISAACSON  
184 Main Street  
P.O. Box 3070  
Lewiston, ME 04243-3070  
Tel. (207) 786-3566  
Fax (207) 783-9325  
Email: [dbertoni@brannlaw.com](mailto:dbertoni@brannlaw.com)

AND

Edward J. Bernert (0025808)  
BAKER HOSTETLER  
Capitol Square, Suite 2100  
65 East State Street  
Columbus, OH 43215-4260  
Tel: (614) 462-2687  
Fax: (614) 462-2616  
Email: [ebernert@bakerlaw.com](mailto:ebernert@bakerlaw.com)

Counsel for Appellant,  
Mason Companies, Inc.

s/ Christine T. Mesirow (by email auth. 7/30/15)  
Mike DeWine (0009181)  
Attorney General of Ohio  
Daniel W. Fausey\* (0079928)  
(\*Counsel of Record)  
Christine T. Mesirow (0015590)  
Assistant Attorneys General  
Office of the Attorney General  
Taxation Section, 25th Floor  
Rhodes Tower  
30 East Broad Street  
Columbus, OH 43215  
Tel. (614) 466-5967  
Fax (614) 466-8226  
[daniel.fausey@ohioattorneygeneral.gov](mailto:daniel.fausey@ohioattorneygeneral.gov)  
[christine.mesirow@ohioattorneygeneral.gov](mailto:christine.mesirow@ohioattorneygeneral.gov)

Counsel for Appellee,  
Tax Commissioner of Ohio

**CERTIFICATE OF SERVICE**

This is to certify that a true copy of the foregoing Joint Stipulation to Extension of Time to File Merits Briefs was sent via the Court's electronic filing system and served by electronic and U.S. mail to counsel of record for Appellee Tax Commissioner, Daniel W. Fausey and Christine T. Mesirow, Assistant Attorneys General, State of Ohio, 30 East Broad Street, 25th Floor, Columbus, Ohio 43215-3428, on this 31st day of July, 2015.

s/ Edward J. Bernert

Edward J. Bernert (0025808)  
One of the Attorneys for Appellant  
Mason Companies, Inc.