

IN THE SUPREME COURT OF OHIO

STATE OF OHIO : **SC Case No: 2014-1862**
 : **CP Case No: 14CR 29826**
Plaintiff :
-vs- :
AUSTIN GREGORY MYERS :
Defendant : **THIS IS A CAPITAL CASE**

NOTICE OF DOCUMENTS MISSING FROM THE RECORD

Appellant, Austin Gregory Myers, through counsel, supplements and support the previously filed Motion to Strike etc. with this Notice, so the Court and State are aware of what is missing from the record. As best as counsel can determine, the Ohio Supreme Court record contains no records whatsoever dated after Nov. 3, 2014. Specifically, these are the documents that are missing (and the date they were filed with the county clerk, if any):

1. Notice of Filing (11/12/2014)
2. Notice of Filing Exhibits (11/12/2014)
3. Transcript of 2/28/14 Arraignment (11/12/2014)
4. Transcript of 3/5/14 Scheduling Conference
5. Transcript of 4/21/14 Status Conference (11/12/2014)
6. Transcript of 5/12/14 Status Conference (11/12/2014)
7. Transcript of 8/5/14 Motion to Suppress (11/12/2014)
8. Transcript of 8/5/14 Motion to Suppress – Exhibits (11/12/2014)

9. Transcript Aug. 26, 2014 – Hearing re: Jury
10. Transcript -Sept. 16, 2014 – Conference with the court
11. Order Granting Defendant's Request to Pay Expert Fees (12/3/2014)
12. Motion and Entry to Approve Counsel Fees Filed (12/4/2014)
13. Entry Ordering Payment of Expert (12/5/2014)
14. Motion and Entry to Approve Counsel Fees Filed (12/17/2014)
15. Entry Ordering Payment of Expert (12/19/2014)
16. Entry Ordering Payment of Expert (12/30/2014)
17. Grand jury testimony/transcription (per court order granting motion #149) so that should have been filed under seal once it was completed. However, there are no documents under seal in this case at this time.
18. 2/4/14 preliminary hearing transcript from Warren Co Court filed; 2014CRA00072; Aggravated Murder.

Respectfully submitted,

s/ Timothy J McKenna

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CERTIFICATE OF SERVICE

A copy of the foregoing pleading was served upon the Warren County Prosecutor office by fax this 2 day October 2015.

s/ Timothy J McKenna

Timothy J. McKenna (0075027)