

**In the
Supreme Court of Ohio**

STATE OF OHIO, <i>ex rel.</i>	:	Case No. 2015-1222
THE CINCINNATI ENQUIRER, et al.	:	
	:	Original Action in Mandamus
Relators,	:	
	:	
vs.	:	
	:	
JOSEPH T. DETERS, HAMILTON COUNTY PROSECUTING ATTORNEY,	:	
	:	
Respondent.	:	

RELATORS' MOTION FOR ORAL ARGUMENT

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Pursuant to S.Ct.Prac.R. 17.02, Relators The Cincinnati Enquirer, a division of Gannett GP Media, Inc., Scripps Media, Inc. d/b/a WCPO-TV, The Associated Press, Raycom Media d/b/a WXIX-TV, Hearst Corporation d/b/a WLWT-TV, and Sinclair Media III, Inc. d/b/a WKRC-TV (“Relators”) respectfully request that the Court hear oral argument on the merits of its Complaint for Writ of Mandamus..

In determining whether to hear oral argument in an original action, the Court considers “whether the case involves a matter of great public importance, complex issues of law or fact, a substantial constitutional issue, or a conflict among courts of appeals.” *State ex rel. City of Lorain v. Stewart*, 119 Ohio St.3d 222, 224, 2008-Ohio-4062, 893 N.E.2d 184, ¶ 17. This action involves a matter of great public importance in that it involves the scope of the public’s access to law enforcement video recordings, and specifically, recordings made by police body-worn cameras. Indeed, three separate amicus briefs have been filed in this case, and Respondent itself has asked this Court to fashion a new judicial rule that would permit a public official either withhold body-cam videos for “14 days,” or to permit “law enforcement officials . . . to petition the presiding judge of the local Court of Common Pleas for a determination as to *if*, and when, the requested record must be released.” (Resp’s Merit Br. at 27.)

There can be no question that the public has a significant interest in its government’s activities. R.C. 149.43 protects that right, and by their opposition in this case, Respondent and its amici curiae ask that the Court rule so as to diminish the scope of the right protected by that statute. With the ever-increasing use of video recording devices by law enforcement agencies in the state to record routine policing, the Court’s resolution of this case will have a significant impact the scope of the public’s access to similar government video records in the future. The Court’s decision in this case could thus reverberate for years to come.

Relators therefore respectfully requests that the Court hear oral argument in this case.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing *Relators' Motion for Oral Argument* was served upon all counsel of record via regular mail pursuant to Ohio R. Civ. P. 5(B)(2)(c), on this 14th day of March, 2016.

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