

In the
Supreme Court of Ohio

STATE OF OHIO,	:	Case Nos. 2015-1427
	:	
Appellant,	:	On Appeal from the
	:	Cuyahoga County
v.	:	Court of Appeals,
	:	Eighth Appellate District
DEMITRIUS JONES,	:	
	:	Court of Appeals
Appellee.	:	Case No. 101258
	:	

**JOINT MOTION OF APPELLANT AND *AMICUS CURIAE*
OHIO ATTORNEY GENERAL MICHAEL DEWINE
FOR DIVIDED ARGUMENT TIME**

TIMOTHY J. MCGINTY (0024626)
Cuyahoga County Prosecutor

MICHAEL DEWINE (0009181)
Attorney General of Ohio

BRETT S. HAMMOND* (0091757)

ERIC E. MURPHY* (0083284)

*Counsel of Record

State Solicitor

DANIEL T. VAN (0084614)
Assistant Prosecuting Attorneys
The Justice Center, 8th Floor
1200 Ontario Street
Cleveland, Ohio 44113
216-443-7800

**Counsel of Record*

SAMUEL C. PETERSON (0081432)
Deputy Solicitor
30 East Broad Street, 17th Floor
Columbus, Ohio 43215
614-466-8980
614-466-5087 fax

Counsel for Appellant
State of Ohio

eric.murphy@ohioattorneygeneral.gov

Counsel for *Amicus Curiae*

RUSSELL S. BENSING (0010602)
1360 East Ninth Street
600 IMG Building
Cleveland, Ohio 44114
216-241-6650
216-241-5464 fax
rbensing@ameritech.net

Ohio Attorney General Michael DeWine

Counsel for Appellee
Demetrius Jones

**JOINT MOTION OF APPELLANT AND *AMICUS CURIAE*
OHIO ATTORNEY GENERAL MICHAEL DEWINE
FOR DIVIDED ARGUMENT TIME**

Oral argument in this case is scheduled for April 20, 2016, with each side allotted fifteen minutes. As provided by S. Ct. Rule 17.06, counsel for Appellant the State of Ohio and counsel for Ohio Attorney General Michael DeWine, as *amicus curiae*, request the Court's permission to divide Appellant's oral argument time. If the Court grants this Motion, Appellant's counsel will argue for ten minutes, and Deputy Solicitor Samuel Peterson will argue for five minutes.

Respectfully submitted,

MICHAEL DEWINE (0009181)
Attorney General of Ohio

/s Brett Hammond per authority
TIMOTHY J. MCGINTY (0024626)
Cuyahoga County Prosecutor

BRETT S. HAMMOND* (0091757)
*Counsel of Record
DANIEL T. VAN (0084614)
Assistant Prosecuting Attorneys
The Justice Center, 8th Floor
1200 Ontario Street
Cleveland, Ohio 44113
216-443-7800

Counsel for Appellant
State of Ohio

/s Eric E. Murphy
ERIC E. MURPHY* (0083284)
State Solicitor
**Counsel of Record*
SAMUEL C. PETERSON (0081432)
Deputy Solicitor
30 East Broad Street, 17th Floor
Columbus, Ohio 43215
614-466-8980
614-466-5087 fax
eric.murphy@ohioattorneygeneral.gov

Counsel for *Amicus Curiae*
Ohio Attorney General Michael DeWine

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing of Joint Motion of Appellant and *Amicus Curiae* Ohio Attorney General Michael DeWine for Divided Argument Time was served on April 1, 2016 by U.S. mail on the following:

Timothy J. McGinty
Cuyahoga County Prosecutor
Brett S. Hammond
Daniel T. Van
Assistant Prosecuting Attorneys
The Justice Center, 8th Floor
1200 Ontario Street
Cleveland, Ohio 44113

Counsel for Appellant State of Ohio

Russell S. Bensing
1360 East Ninth Street
600 IMG Building
Cleveland, Ohio 44114

Counsel for Appellee Demetrius Jones

Terrence K. Scott
Assistant State Public Defender
Office of the Ohio Public Defender
250 E. Broad Street, Suite 1400
Columbus, Ohio 43215

Counsel for *Amicus Curiae* Office of the Ohio
Public Defender

Erika B. Cunliffe
Cullen Sweeney
Jeffrey Gamso
Assistant Public Defenders
310 Lakeside Avenue, Suite 200
Cleveland, Ohio 44113

Counsel for *Amicus Curiae* Cuyahoga County
Public Defender's Office and Cuyahoga
County Criminal Defense Lawyers
Association

Alexander B. Reich
Georgia E. Yanchar
1405 East Sixth Street
Cleveland, Ohio 44114

Counsel for *Amicus Curiae* Joyful Heart
Foundation, Ohio Alliance to End Sexual
Violence, National Alliance to End Sexual
Violence, AEquitas: The Prosecutors'
Resource on Violence Against Women, and
Rape Abuse Incest National Network

Rachel Lipman Curran
Assistant Prosecuting Attorney
230 East Ninth Street, Suite 4000
Cincinnati, Ohio 45202

Counsel for *Amicus Curiae* Ohio Prosecuting
Attorneys Association

Sarah M. Schregardus
Kura, Wilford & Schregardus Co., L.P.A.
492 City Park Avenue
Columbus, Ohio 43215

Counsel for *Amicus Curiae* Ohio Association
of Criminal Defense Lawyers

/s/ Eric E. Murphy
Eric E. Murphy, State Solicitor

