

Case No. 2016-0614

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**IN THE  
SUPREME COURT OF OHIO**

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STATE EX REL. PAUL L. JACQUEMIN, et al.,  
*Relators,*

v.

UNION CTY. BD. OF ELECTIONS,  
*Respondent.*

*Original Action in Prohibition and Mandamus*

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**RELATORS' MOTION TO EXPEDITE**

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Counsel for Respondent

Relators hereby move the Court to treat the instant case as an expedited election matter under Rule 12.08 of the Supreme Court's Rules of Practice. In the alternative, Relators request the Court to set a different expedited schedule to allow Respondent Union County Board of Elections sufficient time to prepare for the November 8, 2016 general election. A Memorandum in Support of this Motion is appended hereto.

Respectfully submitted,

/s/ J. Corey Colombo

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## MEMORANDUM IN SUPPORT

The instant action is being filed prior to the ninety (90) days before the November 8, 2016 general election, and therefore, does not automatically come under the Supreme Court's Rules of Practice, Rule 12.08, expedited schedule for election cases. However, expediting the case will be in the interests of all parties. An expedited schedule would bring finality at a much earlier date for the Respondent Union County Board of Elections, which will need to determine whether steps must be taken to remove the issue from the general election ballot. In the case of Relators, they are landowners of two parcels approved for rezoning by the Jerome Township Board of Trustees on December 23, 2015. Relators' Complaint alleges that petitioners filed a defective referendum petition. But for the referendum petition, Relators' would have been able to exercise their property rights to proceed with development of their property on January 22, 2016. Accordingly, Relators respectfully request that the Court issue an alternative writ and/or other relief setting an expedited schedule herein under Rule 12.08 of the Supreme Court's Rules of Practice or, in the alternative, a different expedited schedule to allow Respondent Union County Board of Elections sufficient time to prepare for the November 8, 2016 general election.

Respectfully submitted,

/s/ J. Corey Colombo

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## CERTIFICATE OF SERVICE

I hereby certify that the foregoing was sent via e-mail communication and regular U.S. mail to the following on this the 22<sup>nd</sup> day of April, 2015:

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