

IN THE SUPREME COURT OF OHIO

The Ohio Manufacturers' Association, et al., :
:
Relators, : Case No. 2016-0313
:
v. : **Original Action under Article II,**
: **Section 1g of the Ohio Constitution**
Ohioans for Drug Price Relief Act, et al., :
:
Respondents. :

**OHIO SECRETARY OF STATE'S RESPONSE TO
RELATORS' MOTION TO STRIKE PETITION RESPONDENTS' ARGUMENT
THAT STATUTES ARE UNCONSTITUTIONAL**

KURTIS A. TUNNELL (0038569)
**Counsel of Record*
ANNE MARIE SFERRA (0030855)
NELSON M. REID (0068434)
JAMES P. SCHUCK (0072356)
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215
Tel: 614-227-2300 | Fax: 614-227-2390
ktunnell@bricker.com
asferra@bricker.com
nreid@bricker.com
jschuck@bricker.com

Counsel for Relators

DONALD J. MCTIGUE (0022849)
**Counsel of Record*
J. COREY COLOMBO (0072398)
DEREK S. CLINGER (0092075)
McTigue & Colombo LLC
545 E. Town Street
Columbus, Ohio 43215
Tel: 614-263-7000 | Fax: 614-263-7078
dmctigue@elecitonlawgroup.com
ccolombo@electionlawgroup.com
dclinger@electionlawgroup.com

*Counsel for Respondents William S. Booth,
Daniel L. Darland, Tracy L. Jones, and
Latonya Thurman*

MICHAEL DEWINE (0009181)
Ohio Attorney General

STEVEN T. VOIGT (0092879)*
**Counsel of Record*
Principal Assistant Attorney General
BRODI J. CONOVER (0092082)
Assistant Attorney General
Constitutional Offices Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: 614-466-2872 | Fax: 614-728-7592
steven.voigt@ohioattorneygeneral.gov
brodi.conover@ohioattorneygeneral.gov

*Counsel for Respondent
Ohio Secretary of State Jon Husted*

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Pursuant to S.Ct.Prac.R. 4.01(B), Respondent Ohio Secretary of State Jon Husted hereby responds to Relators' motion to strike Petition Respondents' argument that statutes are unconstitutional. With respect to the Proposed Initiative, the Secretary has acted at all times pursuant to and in compliance with the Ohio Constitution and Ohio law. The Secretary does not believe that the statutes at issue, R.C.3519.05 and R.C. 3501.38(E), are unconstitutional; but, if this Court believes there is a question of the statutes' constitutionality, the Secretary requests that there be briefing allowed to fully present the issue to the Court. With respect to Relators' motion, because it does not relate to any actions of the Secretary, a substantive response by the Secretary is not needed.

Respectfully submitted,

MICHAEL DEWINE (0009181)
Ohio Attorney General

s/ Steven T. Voigt

STEVEN T. VOIGT (0092879)*

**Counsel of Record*

Principal Assistant Attorney General
BRODI J. CONOVER (0092082)
Assistant Attorney General
Constitutional Offices Section

30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: 614-466-2872; Fax: 614-728-7592
steven.voigt@ohioattorneygeneral.gov
brodi.conover@ohioattorneygeneral.gov

Counsel for Respondent
Ohio Secretary of State Jon Husted

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served by first class mail via the U.S. Postal Service on June 6, 2016, upon the following:

Kurtis A. Tunnell
Anne Marie Sferra
Nelson M. Reid
James P. Schuck
Bricker & Eckler LLP
100 South Third Street
Columbus, Ohio 43215

Counsel for Relators

Donald J. Mctigue
J. Corey Colombo
Derek S. Clinger
McTigue & Colombo LLC
545 E. Town Street
Columbus, Ohio 43215

*Counsel for Respondents William S. Booth,
Daniel L. Darland, Tracy L. Jones, and
Latonya Thurman*

s/ Steven T. Voigt

STEVEN T. VOIGT (0092879)
Principal Assistant Attorney General