

CASE NO. 2016-0172 and 2016-0282

IN THE SUPREME COURT OF OHIO

APPEAL FROM THE COURT OF APPEALS
CUYAHOGA COUNTY, OHIO
CASE NO. 102835

CITY OF CLEVELAND,
Plaintiff-Appellant

vs.

BENJAMIN S. OLES,
Defendant-Appellee

**STIPULATION TO AN AGREED EXTENSION OF TIME
TO FILE APPELLEE'S MERIT BRIEF**

Pursuant to Ohio Supreme Court Rules of Practice 3.03(B), Jonathan L. Cudnik, counsel for Appellant City of Cleveland, and Joseph Patituce, counsel for Appellee Benjamin S. Oles, hereby stipulate to an extension of time for filing of Appellee's Merit Brief, which is due on August 1, 2016, for a period of twenty (20) days. As agreed to by the parties in a telephone conversation on August 8, 2016, the new filing date for the Appellee's Merit Brief is September 7, 2016.

Respectfully submitted,

/s/Joseph Patituce

Joseph Patituce (0081384)
26777 Lorain Road, Suite 708
North Olmsted, OH 44070
(440) 471-7784
attorney@patitucelaw.com

ATTORNEY FOR APPELLEE BENJAMIN S. OLES

SERVICE

The undersigned hereby certifies that a copy of the foregoing Stipulation to an Agreed Extension of Time to File Brief was sent by ordinary U.S. mail to counsel for Appellant, Jonathan L. Cudnik, Assistant City Prosecutor, 1200 Ontario St., 8th Floor, Cleveland, OH 44113, and to counsel for Amicus Curiae Cuyahoga County Prosecutor, Daniel T. Van, Assistant County Prosecutor, 1200 Ontario Street, 9th Floor, Cleveland, Ohio 44113, this 8th day of August, 2016.

/s/Joseph Patituce

Joseph Patituce