

IN THE COURT OF APPEALS OF BROWN COUNTY, OHIO

STATE OF OHIO ex rel. **FILED**
DENNIS J. VARNAU **COURT OF APPEALS** CASE NO. CA2009-02-010

Relator, **JUL 20 2009** ENTRY GRANTING ADDITIONAL TIME
vs. TO COMPLETE DISCOVERY
:
DWAYNE WENNINGER **TINA M. MERANDA**
BROWN COUNTY CLERK OF COURTS
Respondent. **:**

The above cause is before the court pursuant to a motion for stay of briefing schedule pending completion of discovery and pending motions filed by counsel for relator, Dennis J. Varnau, on July 1, 2009.

Pursuant to previous orders issued by the court, the parties are scheduled to complete discovery and file affidavits, evidence and memoranda in support of or in opposition to a motion for summary judgment on or before July 10, 2009. During the discovery period, there have been issues, yet unresolved, with respect to certain documents and files held by the Brown County Prosecutor and/or the clerk of the Brown County Court of Common Pleas. These issues have resulted in several motions filed with this court, and additional litigation in the form of a mandamus action filed in this court.

Accordingly, the discovery period is hereby EXTENDED to and including **August 10, 2009**. The parties are granted until that date to conduct discovery and file affidavits, evidence and memoranda in support of or in opposition to the motion for summary judgment.

IT IS SO ORDERED.


Bennett A. Manning, Magistrate

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