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Motion for Extension of Time to Submit List of Unavailable Witnesses and Motions to Exclude Introduction of Witness Transcripts of 1954 Trial

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FILED

1999 DEC 14 P 3: 26

IN THE COURT OF COMMON PLEAS

GERALD E. FUERST
CLERK OF COURTS
CUYAHOGA COUNTY

CUYAHOGA COUNTY, OHIO

ALAN J. DAVIS, Special Administrator)
of the Estate of SAMUEL H.)
SHEPPARD)

Plaintiff)

-vs-)

STATE OF OHIO)

Defendant)

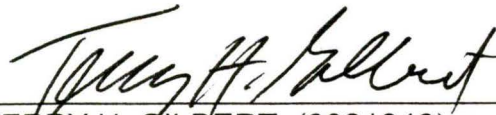
CASE NO. 312322

JUDGE RONALD SUSTER

**MOTION FOR EXTENSION OF TIME
TO SUBMIT LIST OF UNAVAILABLE
WITNESSES AND MOTIONS TO
EXCLUDE INTRODUCTION OF
WITNESS TRANSCRIPTS OF
1954 TRIAL**

Now comes the Plaintiff, through counsel, and hereby moves this Court for an extension until December 27, 1999 to submit the list of unavailable witnesses and motions to exclude introduction of witness transcripts from the 1954 trial. Because of the overwhelming trial preparation and deposition schedule, Plaintiff needs additional time to prepare these submissions.

Respectfully submitted,



TERRY H. GILBERT (0021948)

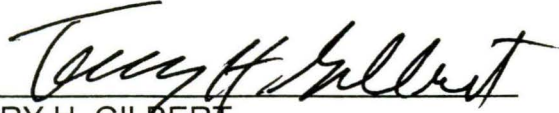
GEORGE H. CARR (0069372)

Friedman & Gilbert
1700 Standard Building
1370 Ontario Street
Cleveland, OH 44113
(216) 241-1430

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

A copy of the foregoing has been hand-delivered, this 13 day of December, 1999, to Marilyn Cassidy, Esq., Assistant County Prosecutor, Justice Center, 9th Floor, 1200 Ontario Street, Cleveland, Ohio 44113.



TERRY H. GILBERT
GEORGE H. CARR
Attorneys for Plaintiff