

IN THE COURT OF CLAIMS OF OHIO

ORIGINAL

FILED  
COURT OF CLAIMS  
OF OHIO  
2014 FEB - 3 AM 10: 54

PAUL JOHNSON, :  
Plaintiff, :  
v. : Case No. 2012-08907

OHIO DEPARTMENT OF  
REHABILITATION AND CORRECTION

Magistrate Anderson M. Renick

Defendant. :

**JOINT MOTION OF PLAINTIFF AND DEFENDANT TO CONTINUE TRIAL  
AND EXTEND DISCOVERY CUTOFF FOR DEPOSITIONS**

Now comes counsel for Plaintiff and Defendant and move the Court to:

- A.) Continue the Trial now scheduled for February 18, 2014, so counsel can prepare the case for Trial; and
- B.) Extend the discovery cutoff so Defendant may produce discovery and both sides may depose necessary witnesses.

  
 By: **RICHARD F. SWOPE** (#0000605)  
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 Telephone: (614) 866-1492  
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 Attorneys for Plaintiff

*Approved by E-mail 1/30/2014*  
**BRIAN M. KNEAFSEY, JR.** #0061441  
**JAMES P. DINSMORE** #0051798  
 Assistant Attorneys General  
 150 East Gay St., 18th Floor  
 Columbus, Ohio 43215  
 Attorneys for Defendant

ON COMPUTER

**MEMORANDUM IN SUPPORT OF MOTION**

Plaintiff requested discovery from Defendant sometime ago. However, counsel for Defendant, James Dinsmore, suffered an injury which has prevented him from giving Plaintiff the discovery materials.

Counsel needs to examine the discovery once received and begin taking trial depositions in this case so it may be adequately prepared for Trial.

Respectfully submitted,



By: **RICHARD F. SWOPE** (#0000605)  
Swope and Swope - Attorneys at Law  
Attorneys for Plaintiff

*Approved by E-mail 1/30/2014*

**BRIAN M. KNEAFSEY, JR.** #0061441  
**JAMES P. DINSMORE** #0051798  
Assistant Attorneys General  
Attorneys for Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion was served upon counsel for the Defendant, Brian M. Kneafsey, Jr., and James P. Dinsmore, Assistant Attorney Generals, Court of Claims Defense Section, 150 East Gay Street, 18th Floor, Columbus, Ohio 43215, by regular U.S. mail, postage prepaid, on the 30<sup>th</sup> day of January, 2014.



By: **RICHARD F. SWOPE** (#0000605)  
Swope and Swope - Attorneys at Law  
Attorneys for Plaintiff

# Swope and Swope

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ATTORNEYS AT LAW

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January 30, 2014

Court of Claims of Ohio  
Attn: Clerk of Courts  
65 South Front Street, Third Floor  
Columbus, Ohio 43215

Re: *Paul Johnson v. Ohio Dept. of Rehab. & Corr.*  
Case No. 2012-08907

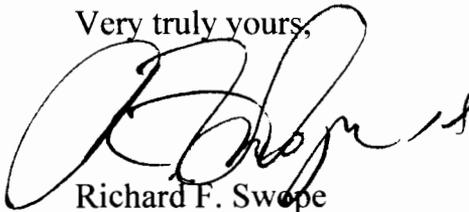
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Dear Sir or Madam:

Please find enclosed an original and two copies of a Joint Motion of Plaintiff and Defendant to Continue Trial and Extend Discovery Cutoff for Depositions we wish to file with the Court in the above-captioned case.

We would appreciate your filing the same and returning a file-stamped copy in the enclosed self-addressed envelope. Thank very much you for your cooperation. *oe*

Very truly yours,



Richard F. Swope

RFS/sr  
Enclosures  
cc: client