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COURT OF CLAIMS  
OF OHIO

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IN THE OHIO COURT OF CLAIMS  
STATE OF OHIO

DAVID A. BENTKOWSKI	)	CASE NO. 2014-00651
	)	
Plaintiff,	)	JUDGE PATRICK M. McGRATH
	)	
vs.	)	
	)	
OHIO LOTTERY COMMISSION,	)	
	)	
Defendant.	)	

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**PLAINTIFF'S UNOPPOSED MOTION FOR A ONE-DAY EXTENSION OF TIME TO  
FILE CLOSING ARGUMENTS AND RELY BRIEFS**

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Plaintiff, David A. Bentkowski, through his counsel, Brent L. English, respectfully moves this Court for a one-day enlargement of time for both parties to file their closing arguments in this case and to move the time for filing reply briefs by the same amount of time.

This Court heard this matter over two days at the end of January 2016. The parties proposed to the Court that they file contemporaneous closing arguments by March 4, 2016 and reply briefs ten days later. The time allotted was due to three factors: (1) counsel's trial schedule; (2) the need for a full transcript; and (3) the need to obtain information from OPERS pertinent to Plaintiff's damages.

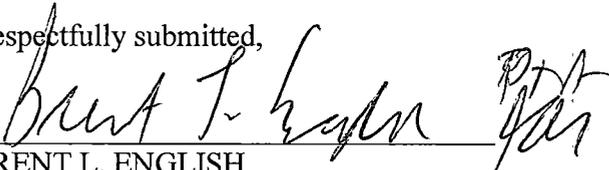
As the Court was previously informed, OPERS provided the necessary information to Plaintiff's counsel on Monday, February 29, 2016.

Counsel have conferred about the time they will need to prepare and submit their closing arguments. Plaintiff needs one additional day to complete his closing arguments. This time will permit a cogent evaluation of the testimony, exhibits, and the applicable law.

No conceivable prejudice would result from the requested extension. **THIS MOTION IS NOT OPPOSED BY THE DEFENDANT.**

**WHEREFORE**, in the interests of justice and for good cause shown, David A. Bentkowski respectfully requests that the parties' deadline of March 18, 2016 for closing arguments be extended by one additional day (to March 21, 2016), and that reply briefs be due on, or before, March 29, 2016.

Respectfully submitted,

  
BRENT L. ENGLISH

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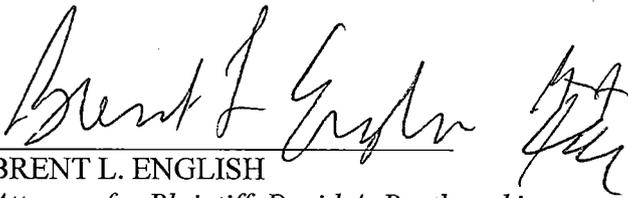
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Sup. Ct. Reg. 0022678

*Attorney for Plaintiff, David A. Bentkowski*

**CERTIFICATE OF SERVICE**

I certify that a true and complete copy of Plaintiff's Unopposed Motion for a One-Day Extension Time for Both Parties to File Their Closing Arguments and Reply Briefs was served by e-mail upon Randall Knutti, Esq., Assistant Attorney General, 150 East Gay Street, 25<sup>th</sup> Floor, Columbus, Ohio 43215, [randall.knutti@OhioAttorneyGeneral.gov](mailto:randall.knutti@OhioAttorneyGeneral.gov) on this \_\_ day of March 2016.

  
BRENT L. ENGLISH  
*Attorney for Plaintiff, David A. Bentkowski*