

**SUPREME COURT OF THE  
UNITED STATES**

NO. 18-1157

STATE OF OHIO  
Respondent

-VS-

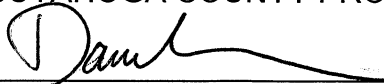
**MOTION FOR EXTENSION OF TIME  
TO FILE RESPONSE TO  
PETITIONERS WRIT OF CERTIORARI**

EDWIN A VEGA  
Petitioner

Now comes Michael C. O'Malley, Prosecuting Attorney for Cuyahoga County, Ohio, and respectfully requests this Honorable Court grant a thirty-day (30) extension of time to file a response to Petitioner's Writ of Certiorari in the above entitled case. This is the first request made for extension of time and the original due date for Respondent's response is April 8, 2019

Respectfully submitted,

**MICHAEL C. O'MALLEY (OH Reg. # 0059592)**  
CUYAHOGA COUNTY PROSECUTOR



**DANIEL VAN (OH Reg. # 0084614)**  
Assistant Prosecuting Attorney  
The Justice Center, 8<sup>th</sup> Floor  
1200 Ontario Street  
Cleveland, Ohio 44113  
(216) 443-7800

**CERTIFICATE OF SERVICE**

A copy of the foregoing Motion for Extension of Time was mailed or electronically sent this April 1, 2019, to: Justin Weatherly, Henderson, Mokhtari & Weatherly, 3238 Lorain Avenue, Cleveland, Ohio 44113

By:



Assistant Prosecuting Attorney

### **BRIEF IN SUPPORT OF MOTION**

Daniel Van, assistant prosecuting attorney, respectfully requests a thirty-day (30) extension of time to file a response in the above-entitled case. Undersigned counsel is unable to complete the response in time due to his caseload, including but not limited to:

- Filing of notice of appeal and memorandum in support of jurisdiction in *State of Ohio v. Michael Buehner*, Ohio Supreme Court Case No. 2019-0363, filed on March 11, 2019.
- As co-counsel, preparation and filing of merit brief in *State of Ohio v. Sheila McFarland*, Ohio Supreme Court Case No. 2018-1116, due on March 13, 2019
- As co-counsel, preparation and filing of Cross-Appellee's brief in *State of Ohio v. Terrance Lanier*, Eighth District of Ohio Appeals No. 107547/107548, due on March 18, 2019.
- Preparation and filing of memorandum in response to jurisdiction in *State of Ohio v. Jermaine Williams*, Ohio Supreme Court Case No. 2019-0283, due on March 27, 2019.

In addition, as the State of Ohio intends on filing a response to the writ of certiorari, additional time is necessary to secure publication in booklet form. This request for extension of time is not being made for the purpose of delay.

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The State respectfully requests this Honorable Court grant the requested extension in which to file its response.

A handwritten signature in cursive script, appearing to read "Daniel Van", positioned above a horizontal line.

**DANIEL VAN (OH Reg. # 0084614)**  
Assistant Prosecuting Attorney