

04-1704 DAIMLERCHRYSLER CORP. V. CUNO

DECISION BELOW: 386 F3d 738

LOWER COURT CASE NUMBER: 01-3960

QUESTION PRESENTED:

Whether Ohio's investment tax credit, Ohio Revised Code § 5733.33, which seeks to encourage economic development by providing a credit to taxpayers who install new manufacturing machinery and equipment in the State, violates the Commerce Clause of the United States Constitution.

IN ADDITION, THE PARTIES ARE DIRECTED TO BRIEF AND ARGUE THE FOLLOWING QUESTION: Whether respondents have standing to challenge Ohio's investment tax credit, Ohio Rev. Code Ann. §5733.33 CONSOLIDATED WITH 04-1724 FOR ONE HOUR ORAL ARGUMENT.

CERT. GRANTED 9/27/2005