

The Supreme Court of Ohio

CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

August 24, 2005

[Cite as *08/24/2005 Case Announcements #2*, 2005-Ohio-4370.]

MOTION AND PROCEDURAL RULINGS

2005-1222. State ex rel. Dann v. Taft.

In Mandamus. This cause originated in this court on the filing of a complaint for a writ of mandamus. Upon consideration of respondent's motion for protective order and relator's motion to compel discovery,

IT IS ORDERED by the court that the motions are held in abeyance and that all further discovery and the filing of evidence is stayed pending further order of this court.

IT IS FURTHER ORDERED that the parties shall file briefs addressing the following issues:

1) Whether the Governor of Ohio may claim an executive privilege to prevent disclosure of documents provided to the Governor by staff members or other executive-branch officials.

2) Whether the Governor of Ohio and other high-ranking government officials may claim an executive privilege, or other justification, to prevent discovery by deposition or as otherwise authorized by the Ohio Rules of Civil Procedure.

IT IS FURTHER ORDERED that respondent shall file his brief within twenty days of the date of this entry. Relator shall file his brief within twenty days of the filing of respondent's brief, and respondent may file a reply brief within ten days of the filing of relator's brief. No extensions of time shall be permitted, and the briefs shall otherwise conform to the requirements of S.Ct.Prac.R. VI.

IT IS FURTHER ORDERED that the court will hear oral argument addressing the issues to be briefed on November 9, 2005.