

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

FILED  
KENNETH J. MURPHY  
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U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
WEST. DIV. CINCINNATI

**LARRY EDWARDS,**

*Petitioner*

**NO. C-1-01-218**

**[Judge Beckwith]**

**[Magistrate Judge Novotny]**

**vs.**

**ANTHONY J. BRIGANO,**


**MOTION AND MEMORANDUM  
FOR EXTENSION OF TIME TO  
FILE OBJECTIONS**

*Respondent*

Petitioner respectfully moves the Court for an extension of time to file his Objections to the Report and Recommendation of the Magistrate Judge, filed by the Clerk on November 3, 2003, for an additional 30 days, until on or before December 18, 2003, for the reason that Counsel for Petitioner will be required to perform his civic obligation on jury duty for three weeks beginning November 10, 2003, which is prior to the time within which the Objections must be filed. See Summons, Ex.A.

Opposing counsel, Mr. M. Scott Criss, Assistant Attorney General, has been contacted personally by telephone, and indicated to the undersigned counsel for Petitioner that this motion will not be opposed.

Respectfully submitted,

  
H. FRED HOEFLE No. 1717

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632 Vine Street  
Cincinnati, Ohio 45202  
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*Attorney for Petitioner*

### CERTIFICATE OF SERVICE

I hereby certify that on the 5<sup>th</sup> day of November, 2003, I served opposing counsel with a true copy of the foregoing pleading by regular U.S. Mail directed to Mr. M. Scott Criss, Assistant Attorney General, at his office at 150 East Gay Street, Columbus, OH 43215.

  
H. FRED HOEFLE No. 1717  
*Attorney for Petitioner*