

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

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|--------------------------------------|---|------------------------|
| CITY OF ATHENS, et al., | : | |
| Plaintiffs, | : | |
| vs. | : | Case No. 17CVH11-10258 |
| OHIO STATE TAX COMMISSIONER, et al., | : | Judge Cain |
| Defendants. | : | |

DECISION AND ENTRY DENYING PLAINTIFFS' MOTION TO STAY, FILED
FEBRUARY 27, 2018

Rendered this ____ day of March 2018.

CAIN, J.

This matter is before this Court on Plaintiffs' Motion to Stay, filed February 27, 2018. So as to give the parties certainty, the Court is ruling on the present motion without input from Defendants.

In the present motion, Plaintiffs ask the Court to stay its February 21, 2018 Final Judgment Entry. The Court will not do this. First, the Court has already found that an injunction is not appropriate in this matter and issuing one pending appeal would make no sense. Second, even if the Court's decision is ultimately overturned on appeal, Plaintiffs have an adequate remedy at law and an injunction would still be inappropriate. Plaintiffs' motion must be denied.

After review and consideration, the Court finds Plaintiffs' motion to be not well-taken, and is hereby DENIED.

IT IS SO ORDERED.

Copies to:

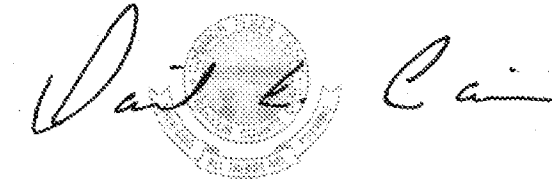
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Franklin County Court of Common Pleas

Date: 03-05-2018
Case Title: ATHENS CITY ET AL -VS- OHIO STATE TAX COMMISIONER
ET AL
Case Number: 17CV010258
Type: DECISION/ENTRY

It Is So Ordered.

The image shows a handwritten signature in cursive that reads "David E. Cain". To the left of the signature is a circular official seal, which is partially obscured by the signature. The seal appears to be the official seal of the Franklin County Court of Common Pleas.

/s/ Judge David E. Cain

Court Disposition

Case Number: 17CV010258

Case Style: ATHENS CITY ET AL -VS- OHIO STATE TAX
COMMISSIONER ET AL

Motion Tie Off Information:

1. Motion CMS Document Id: 17CV0102582018-02-2799960000
Document Title: 02-27-2018-MOTION TO STAY - PLAINTIFF:
ATHENS CITY
Disposition: MOTION DENIED