

OHIO BOARD OF TAX APPEALS

Cleveland Clinic Foundation)
(Beachwood Family Health and)
Surgery Center),)
Appellant,)
vs.)
William W. Wilkins,)
Tax Commissioner of Ohio, and the)
Beachwood City School District)
Board of Education,)
Appellees.)

CASE NO. 2005-V-1726

(REAL PROPERTY
TAX EXEMPTION)

ORDER

(Revising Scheduling Order)

Cleveland Municipal School District)
Board of Education,)
Appellant,)
vs.)
William W. Wilkins,)
Tax Commissioner of Ohio, and)
The Cleveland Clinic Foundation)
(Taussig Cancer Center),)
Appellees.)

CASE NO. 2006-V-99

(REAL PROPERTY
TAX EXEMPTION)

Cleveland Municipal School District)
Board of Education,)
Appellant,)
vs.)
William W. Wilkins,)
Tax Commissioner of Ohio, and)
Fairview Hospital,)
Appellees.)

CASE NO. 2006-H-117

(REAL PROPERTY
TAX EXEMPTION)

APPEARANCES:

For the Property Owners - Jones Day
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Charles M. Steines
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Cleveland, OH 44114

For the Appellee Tax Commissioner - Richard Cordray
Attorney General of Ohio
Alan P. Schwepe
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For the BOEs - Brindza, McIntyre & Seed LLP
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Entered June 16, 2009

Based upon the proposal of counsel for the taxpayer Cleveland Clinic Foundation (“CCF”) and counsel for the Cleveland Municipal School District Board of Education and the Beachwood City School District Board of Education,¹ the scheduling order for the instant appeal is modified, as follows:

1. Production of all documents due by CCF by June 5, 2009.
2. Completion of fact discovery by November 16, 2009.
3. Exchange of expert reports by January 15, 2009.
4. Filing deadline for pre-hearing or discovery motions by January 29, 2010.
5. Exchange of rebuttal expert reports by March 1, 2010.
6. Completion of expert witness discovery by April 6, 2010.
7. Submission of separately numbered exhibits, under temporary seal, at pretrial hearing before this board on April

¹ The parties represent that the appellee Tax Commissioner has no objection to the proposed schedule.

30, 2010, for the limited purposes of an in camera inspection to determine trade secret status.

8. Announcement to the parties of any trade secret status accorded to said separately numbered exhibits by May 18, 2010.
9. Exchange of hearing exhibits and identification of witnesses by May 10, 2010.
10. Filing with the board of joint stipulations of fact, if any, by May 10, 2010.
11. Hearing commencing on June 1, 2010.

The board's Rules of Practice and Procedure shall remain in effect except that discovery shall occur pursuant to this order. Given the determination herein, the discovery period is extended consistent with the instant scheduling order.

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