

OHIO BOARD OF TAX APPEALS

American Stone Corporation,)
)
 Appellant,)
)
 vs.)
)
 Lorain County Board of)
 Revision, the Lorain County)
 Auditor, and the Amherst City)
 Schools Board of Education,)
)
 Appellees.)

CASE NOS. 2007-M-1242 - 1245

(REAL PROPERTY TAX)

ORDER

(Adding Party and Granting
Continuance)

APPEARANCES:

For the Appellant - Brouse McDowell
American Stone Corporation Todd Baumgartner
1288 N. Abbe Road, Suite B
Elyria, Ohio 44035

For the Intervenor - Buckingham, Doolittle & Burroughs, LLP
IRG Amherst, LLC John P. Slagter
Anthony R. Vacanti
1375 East Ninth Street, Suite 1700
Cleveland, Ohio 44114

For the County - Dennis Will
Appellees Lorain County Prosecuting Attorney
John G. Morrisson
Assistant Prosecuting Attorney
225 Court Street, 3rd Floor
Elyria, Ohio 44035

For the Appellee - Timothy J. Armstrong, Esq.
Bd. of Edn. 633 W. Broad Street, Suite 200
Elyria, Ohio 44035

Entered February 3, 2009

This cause and matter comes to be considered by the Board of Tax Appeals upon a motion filed on January 21, 2009 by IRG Amherst, LLC (“IRG”) seeking intervention and a continuance of the scheduled hearing.

The basis of the motion to intervene is the purchase on December 19, 2007, of the subject property by IRG. A subsequent owner has been found to be a proper party to the process before this board. *City of Columbus v. Franklin Cty. Bd. of Revision* (Interim Order, July 13, 2001), BTA No. 1998-M-1249, et seq., unreported. Therefore the motion to intervene is granted. Additionally, IRG seeks a continuance of hearing currently scheduled for February 12, 2009. That request is granted. The matter will be rescheduled in the ordinary course of the board’s business.

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