

OHIO BOARD OF TAX APPEALS

Bay Mechanical & Electrical Corporation,)
)
)
 Appellant,)
)
 vs.)
)
) (Extending Discovery Period)
 Richard A. Levin, Tax Commissioner)
 of Ohio,)
)
 Appellee.)
)

APPEARANCES:

For the Appellant - Brouse McDowell, LPA
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For the Tax Commissioner - Nancy H. Rogers
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Entered January 6, 2009

This cause and matter came on to be considered by the Board of Tax Appeals upon a motion to extend the discovery deadline filed by the appellant Bay Mechanical & Electrical Corporation (“Bay”). The motion states that the appellee has consented to the extension.

Ohio Adm. Code 5717-1-11(A)(1) provides that “[U]pon motion and for good cause, the board may establish other specific times for completion of discovery or consideration of discovery motions.” In reviewing the discovery issue presented, this board finds that the appellant has established good cause for the extension of the discovery deadline. Thus, it is ordered that the discovery period in this matter be extended to March 9, 2008.¹

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¹We note that the parties have agreed to extend the deadline for appellant’s responses to appellee’s discovery requests to February 6, 2009.