

OHIO BOARD OF TAX APPEALS

101 River Inc.,)	
)	CASE NO. 2008-N-1768
Appellant,)	
)	(SALES TAX)
vs.)	
)	ORDER
Richard A. Levin, Tax)	
Commissioner of Ohio,)	(Extending Discovery Period)
)	
Appellee.)	

APPEARANCES:

For Appellant - Joel S. Austhof, Esq.
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Twinsburg, Ohio 44087

For the Appellee - Nancy H. Rogers
Attorney General of Ohio
Temeka M. Higgins
Assistant Attorney General
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Entered March 17, 2009

On March 13, 2009, counsel for appellant submitted on behalf of the parties a joint motion to extend the discovery period in this matter to April 30, 2009. We find good cause to extend the discovery period in this appeal, as appellant recently retained counsel and needs adequate time to respond to appellee’s discovery requests. Further, counsel for the Tax Commissioner does not object to an extension. Therefore, upon review of the motion and the existing record, and pursuant to Ohio Adm. Code 5717-1-11, the Board of Tax Appeals hereby extends the discovery period in this

matter to April 30, 2009, which shall be the last date upon which a party may seek board involvement in any discovery matter.

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