

OHIO BOARD OF TAX APPEALS

Board of Education of the Worthington City Schools)	CASE NO. 2008-T-2459
)	
)	(REAL PROPERTY TAX)
Appellant,)	
)	ORDER
vs.)	
)	(Compelling Discovery)
Franklin County Board of Revision, Franklin County Auditor, and Matthew W. Cooke,)	
)	
)	
)	
Appellees.)	

APPEARANCES:

For the Appellant -	Rich, Crites & Dittmer, L.L.C. Mark H. Gillis 300 East Broad Street, Suite 300 Columbus, Ohio 43215-3704
For the County Appellees -	Ron O'Brien Franklin County Prosecuting Attorney Paul M. Stickel Assistant Prosecuting Attorney 373 South High Street, 20th Floor Columbus, Ohio 43215-6310
For Appellee Property Owner -	Matthew W. Cooke 1721 Moon lake Blvd., Suite 400 Hoffman, Estates, Il. 60169

Entered March 24, 2009

The Board of Education moves this board to order Matthew W. Cooke to answer interrogatories and to comply with its request for the production of documents. Mr. Cooke has not responded to the motion. Ohio Adm. Code 5717-1-12(B).

The BOE represents that it timely served its discovery requests on Mr. Cooke. No response was received within the time specified in the requests. Although the BOE sent written requests seeking a response to its earlier discovery, it has not received compliance.

Upon review of the motion, the memorandum in support attached thereto, and the record as a whole, we find that Matthew W. Cooke failed to respond to the discovery requests within the time prescribed by Ohio Adm. Code 5717-1-11(A)(3).

The Board of Tax Appeals therefore orders Matthew W. Cooke to comply with the discovery requests previously served by the BOE within fourteen (14) days of the issuance of this order.

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