

AMENDMENTS TO THE RULES OF PRACTICE OF THE SUPREME COURT OF OHIO

The following amendments to the Rules of Practice of the Supreme Court of Ohio (S.Ct.Prac.R. 3.03) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

January 7, 2020	Final adoption by conference
March 1, 2020	Effective date of amendments

Key to Adopted Amendments:

1. Unaltered language appears in regular type. Example: text
2. Language that has been deleted appears in strikethrough. Example: ~~text~~
3. New language that has been added appears in underline. Example: text

RULES OF PRACTICE OF THE SUPREME COURT OF OHIO

S.Ct.Prac.R. 3.03. Computation and Extension of Time.

(A) Computation of time

(1) In computing any period of time prescribed or allowed by these rules or by an order of the Supreme Court, the day of the act from which the designated period of time begins to run shall not be included, and the last day of the period shall be included. If the last day of the period is a Saturday, Sunday, or legal holiday, the period runs until 5:00:00 p.m. local observed time in Columbus, Ohio on the next day that is not a Saturday, Sunday, or legal holiday.

(2) Notwithstanding Civ.R. 6(A), when the period of time prescribed or allowed is less than seven days, as in expedited election cases under S.Ct.Prac.R. 12.08, intermediate Saturdays, Sundays, and legal holidays shall be included in the computation.

(3) When the Clerk's Office of the Supreme Court is closed to the public for the entire day that constitutes the last day for doing an act, or is closed before the usual closing time on that day, then that act may be performed on the next day that is not a Saturday, Sunday, or legal holiday.

(B) Extension of time

(1) General prohibition against extensions of time

Except as provided in division (B)(2) of this rule, the Supreme Court will not extend the time for filing a document as prescribed by these rules or by court order, and the Clerk of the Supreme Court shall refuse to file requests for extension of time.

(2) Extension of time to file certain documents

(a) (i) Except in expedited election cases under S.Ct.Prac.R. 12.08, parties may stipulate to extensions of time to file merit briefs, including reply briefs, under S.Ct.Prac.R. 16.02 through 16.05; merit briefs, including reply briefs, under S.Ct.Prac.R. 11.05; or the response to a complaint under S.Ct.Prac.R. 12.04. A stipulated extension of time shall be effective only if it is filed with the Clerk within the time prescribed by these rules for filing the brief or other document that is the subject of the stipulation. The stipulation shall state the new date for filing agreed to by the parties.

(ii) Each party may obtain in a case only one stipulated extension of time not to exceed twenty days, provided the party has not previously obtained an extension of time from the Supreme Court under division B(2)(b) of this rule. The Clerk shall refuse to file a stipulation to an extension of time that is not tendered timely in accordance with this rule, or

if a request for extension of time has already been granted to the party filing the stipulation under division (B)(2)(b) of this rule.

- (b) (i) In an expedited election case or any other case where a stipulation to an extension of time cannot be obtained, a party may file a request for extension of time to file a merit brief, including a reply brief, the response to a complaint. The Supreme Court will grant a party only one extension of time, not to exceed ten days, provided the request for extension of time states good cause for an extension and is filed with the Clerk within the time prescribed by the rules for filing the brief or other document that is the subject of the request.
- (ii) The Clerk shall refuse to file a request for extension of time that is not tendered timely in accordance with this rule or if a stipulation to an agreed extension of time has already been filed under division (B)(2)(a) of this rule by the party filing the request.

(3) Effect of extension of time upon other parties on the same side

When one party receives an extension of time under division (B)(2) of this rule, the extension shall apply to all other parties on that side, and no other party on that side may file to obtain another extension of time. The Clerk shall refuse to file a request or stipulation for extension of time by a party when another party on the same side has already obtained an extension of time.

Effective Date: June 1, 1994

Amended: April 1, 1996; April 28, 1997; July 1, 2004; October 1, 2005; January 1, 2008; January 1, 2010; January 1, 2013; March 1, 2019; March 1, 2020