Franklin County Ohio Clerk of Courts of the Common Pleas- 2024 May 03 11:58 AM-24CV002481

IN THE FRANKLIN COUNTY, OHIO COURT OF COMMON PLEAS
CIVIL DIVISION

MADELINE MOE, et al.,	:	
Plaintiffs,	:	Case No. 24CVH03-2481
v.	:	JUDGE HOLBROOK
DAVID YOST, et al.,	:	
Defendants.	:	

ORDER AND ENTRY

On May 2, 2024, this matter came before the Court for a video status conference. There, the Court and counsel discussed pending motions and the expedited case calendar. While the parties agreed that the current schedule was too ambitious given the time needed to prepare for the case, they could not agree to a continued date. Nor could they agree as to the impact of a continuance on the existing Temporary Restraining Order. Accordingly, the Court issued certain orders which are journalized herein.

1. The combined hearing on the motion for preliminary injunction and trial on the merits is continued to **July 15, 2024 at 9:00AM** and will continue day-to-day until completed**.**
2. Over defendants' objection, pursuant to *Citicasters Co. v. Stop 26 Riverbend*, 2002-Ohio-5197 (7th Dist.) (time limits in Civ.R. 65(A) do not apply when the TRO is issued with notice) and *Atwood v. Judge*, 63 Ohio App.2d 94 (7th Dist.1977) the Temporary Restraining Order issued April 16, 2024 and extended on April 30, 2024 shall remain effective until the conclusion of the hearing on the motion for preliminary injunction and trial on the merits. The previously posted bond of $50,000.00 shall also remain in effect.

3. Briefing on Defendants' motion to dismiss and Plaintiffs' motion for partial summary judgment are **STAYED**; however, the Court will consider them as trial briefs of the parties which may be supplemented.
4. Defendants shall have 14 days from the date of this Order and Entry to respond to the complaint.
5. On or before May 15, 2024, the parties shall submit a **single** proposed discovery schedule in modifiable electronic format by emailing the same to the Judge's staff attorney at darcy_shafer@fccourts.org. Any disagreement or objection to a date or entry shall be noted on the set provided to the Court, and the Court will take the same under consideration. The discovery schedule need not be e-filed.

IT IS SO ORDERED.

Electronic notification to counsel of record

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Franklin County Court of Common Pleas

Date: 05-03-2024

Case Title: MADELINE MOE ET AL -VS- DAVID YOST ET AL

Case Number: 24CV002481

Type: ORDER

It Is So Ordered.



/s/ Judge Michael J. Holbrook

Court Disposition

Case Number: 24CV002481

Case Style: MADELINE MOE ET AL -VS- DAVID YOST ET AL

Motion Tie Off Information:

1. Motion CMS Document Id: 24CV0024812024-05-0199850000
   Document Title: 05-01-2024-MOTION - PLAINTIFF: MADELINE MOE - TO AMEND AND EXPEDITE
   Disposition: MOTION RELEASED TO CLEAR DOCKET