

**IN THE COMMON PLEAS COURT
MONTGOMERY COUNTY, OHIO**

MIAMI TOWNSHIP BOARD OF TRUSTEES, 2700 Lyons Road Miamisburg, Ohio 45342,	:	CASE NO.: 2019 CV 05444
	:	JUDGE: Richard Skelton
Plaintiff,	:	
	:	
v.	:	
DARREN POWLETTE 7757 Upper Miamisburg Road Miamisburg, Ohio 45342,	:	<u>MOTION TO CONTINUE HEARING FOR ATTORNEY FEES</u>
	:	
Defendant.	:	
	:	

Now comes Plaintiff, Miami Township Board of Trustees, by and through counsel, and respectfully requests a continuance of the hearing for attorney fees currently scheduled for November 10, 2022, at 10:30 a.m. At the time the court scheduled the hearing, the undersigned was scheduled to catch an airline flight at 3:00 p.m. The 10:30 a.m. hearing did not therefore present a conflict. However, American Airlines subsequently cancelled the 3:00 p.m. flight and re-booked me on a flight leaving at 6:45 a.m. on November 10. Counsel for defendant has indicated he has no objection to the requested continuance.

For the foregoing reasons, counsel for Miami Township requests that the attorney fee hearing set for November be postponed to date and time convenient to the court and the parties.

Respectfully submitted,

SURDYK, DOWD & TURNER CO., L.P.A.

/s/ Edward J. Dowd

Edward J. Dowd (0018681)

Christopher T. Herman (0076894)

Nathaniel W. Rose (0099458)

8163 Old Yankee Street, Suite C

Dayton, Ohio 45458

(937) 222-2333, (937) 222-1970 (fax)

edowd@sdtlawyers.com

ctherman@sdtlawyers.com

nrose@sdtlawyers.com

Counsel for Miami Township Board of Trustees

CERTIFICATE OF SERVICE

I hereby certify that on November 7, 2022, I electronically filed the foregoing with the Montgomery County Clerk of Courts, which will send notification of such filing to the following:

Gregory Page

GREGORY S. PAGE CO., LPA

7501 Paragon Road

Dayton, Ohio 45459

greg@gsplaw.net

Attorney for Defendants

/s/ Edward J. Dowd

Edward J. Dowd (0018681)