

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

CHRISTOPHER SMITH,

Petitioner,

: Case No. 1:12-cv-425

- vs -

District Judge S. Arthur Spiegel
Magistrate Judge Michael R. Merz

WARDEN, Toledo Correctional Institution,

:

Respondent.

ORDER

This case is before the Court on Petitioner’s Motion to Expand the Record (Doc. No. 35). Because the documents in question are at least claimed to be trial exhibits, the Court believes the Motion is one to which “other parties might reasonably be expected to give their consent.” S. D. Ohio Civ. R. 7.3(b). Accordingly, the Motion is DENIED without prejudice to renewal with a showing of compliance with S. D. Ohio Civ. R. 7.2(a).

January 22, 2014.

s/ *Michael R. Merz*
United States Magistrate Judge