



**RICHARD CORDRAY**  
OHIO ATTORNEY GENERAL

September 11, 2009

VIA FIRST CLASS MAIL & EMAIL

Ronald C. Alban  
3313 Lenox Drive  
Kettering, Ohio 45429

John F. Boyle, Jr.  
32105 Woodsdale Lane  
Solon, Ohio 44139

Jonathan E. Petrea  
6493 Maplewood Drive #202  
Mayfield Heights, Ohio 44124

Re: Proposed Initiated Statutory Amendment – Ohio Estate Tax Elimination Act

Dear Committee Members:

In accordance with the provisions of Section 3519.01(A) of the Ohio Revised Code, a written petition bearing a copy of a proposed initiated Statutory Amendment to O.R.C. Section 5731 was submitted to this office for examination, together with a summary of that proposed amendment, on September 2, 2009. Statute specifies that we are to conduct an examination of the summary within ten days after receiving it. In this instance, the tenth day falls on September 12, 2009.

The Office's explicit statutory duty is to opine whether the submitted summary of this proposed change in the law "is a fair and truthful statement of the proposed law or constitutional amendment." *Id.* If we find that the summary is fair and truthful, then we are to "so certify and then forward the submitted petition to the Ohio ballot board for its approval." *Id.*

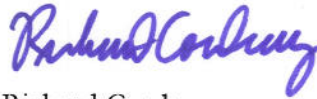
Having considered only the language of the initiated Statutory Amendment which you propose to submit to the Secretary of State, and a summary of that proposed initiated statutory amendment appearing on the petition you have submitted, we are of the opinion that the summary is a fair and truthful statement of the measure to be proposed. Attorney General Richard Cordray is therefore submitting the following certification to the Ohio Ballot Board:

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01 (A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed initiated Statutory Amendment to Sections 5731.01 (G), 5731.02 (C), and 5731.19 (D) of the Ohio Revised Code.

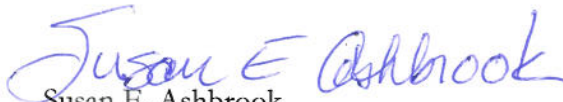
Once the Ballot Board meets pursuant to Ohio Revised Code Section 3505.062, we will forward its certification(s) to you and to the Secretary of State in accordance with our statutory duties.

Per Mr. Alban's telephone request, we are tallying the number of signatures verified and unverified by the various county boards of election. This Office has not yet received verifications from every county. However, we currently have 1,838 verified signatures from 64 counties. Once all counties have returned the original part petitions, we will provide a full breakdown to the Committee to Represent the Petitioners.

Sincerely,



Richard Cordray  
Ohio Attorney General



Susan E. Ashbrook  
Deputy Chief Counsel  
Ohio Attorney General's Office

Enclosure

cc: Chief Elections Counsel, Secretary of State