

- (A) Except as otherwise provided under Chapter 4731-13 of the Administrative Code or Chapter 119. of the Revised Code, all motions, unless made upon the record at ~~the~~ hearing, shall be made in writing. A written motion shall state with particularity the relief or order sought, shall be accompanied by a memorandum setting forth the grounds ~~therefor~~ therefore, and shall be filed in compliance with rule 4731-13-08 of the Administrative Code. ~~A proposed entry may accompany any motion.~~ Except in cases of summary suspensions pursuant to division ~~(D)~~ (G) of section 4731.22 of the Revised Code, all prehearing motions except those filed subsequent to the close of the hearing motions for continuance pursuant to rule 4731-13-06 of the Administrative Code and motions to quash pursuant to paragraph (F) of rule 4731-13-13 of the Administrative Code, shall be made no later than fourteen days before the date of hearing unless express exception is granted by the ~~attorney~~ hearing examiner or by this chapter.
- (B) All motions, together with any supporting documentation, ~~if any~~, shall be served as provided in rule 4731-13-09 of the Administrative Code.
- (C) Any response to a prehearing motion shall be filed within ~~Within~~ ten days after service of a ~~written prehearing~~ that motion, or at such other time as is fixed by the ~~attorney~~ hearing examiner, ~~a response to that motion may be filed.~~ A movant may reply to a response only with the permission of the ~~attorney~~ hearing examiner.
- (D) Before ruling upon a written motion, the ~~attorney~~ hearing examiner shall consider all memoranda and supporting documents filed. The ~~attorney~~ hearing examiner shall enter a written ruling and shall issue copies to each representative of record, ~~the representatives as identified under rule 4731-13-01 of the Administrative Code.~~ The ruling on all ~~oral~~ motions made at hearing shall be included in the ~~record~~ hearing transcript except where the ~~attorney~~ hearing examiner elects to take the motion under advisement and issue a written ruling at a later time. The ~~attorney~~ hearing examiner shall include in each written ruling on a motion a ~~short~~ statement of the reasons ~~therefor~~ therefore.
- (E) Except as otherwise provided in this chapter or Chapter 119. of the Revised Code, rulings on all motions filed subsequent to the issuance of the report and recommendation shall be rendered by the board or, if the board is not in session, by the president acting on its behalf.

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Certification

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Date

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