

04-1704 DAIMLERCHRYSLER CORP. V. CUNO

DECISION BELOW:386 F3d 738

LOWER COURT CASE NUMBER: 01-3960

QUESTIONS PRESENTED:

Whether Ohio's investment tax credit, Ohio Revised Code § 5733.33, which seeks to encourage economic development by providing a credit to taxpayers who install new manufacturing machinery and equipment in the State, violates the Commerce Clause of the United States Constitution.

CERT. GRANTED 9/27/2005

IN ADDITION, THE PARTIES ARE DIRECTED TO BRIEF AND ARGUE THE FOLLOWING QUESTION:

Whether respondents have standing to challenge Ohio's investment tax credit, Ohio Rev. Code Ann. §5733.33

CONSOLIDATED WITH 04-1724 FOR ONE HOUR ORAL ARGUMENT.