

[Cite as *Miller v. Motorists Mut. Ins. Co.*, 133 Ohio St.3d 525, 2012-Ohio-4959.]

**MILLER ET AL., APPELLEES, v. MOTORISTS MUTUAL INSURANCE
COMPANY ET AL., APPELLANTS.**

**[Cite as *Miller v. Motorists Mut. Ins. Co.*,
133 Ohio St.3d 525, 2012-Ohio-4959.]**

Appeal dismissed as having been improvidently accepted.

(No. 2012-0053—Submitted October 23, 2012—Decided October 30, 2012.)

APPEAL from the Court of Appeals for Portage County,
No. 2011-P-0016, 196 Ohio App.3d 753, 2011-Ohio-6099.

{¶ 1} The cause is dismissed, sua sponte, as having been improvidently accepted.

O’CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, O’DONNELL,
LANZINGER, CUPP, and MCGEE BROWN, JJ., concur.

Rutter & Russin, L.L.C., and Robert P. Rutter, for appellees.

Day Ketterer, Ltd., Merle D. Evands III, and Kristen S. Moore, for appellants.

Davis & Young, David W. Orlandini, and Richard M. Garner, urging reversal on behalf of amicus curiae Ohio Association of Civil Trial Attorneys.

Rourke & Blumenthal, L.L.P., and Jonathan R. Stoudt, urging affirmance on behalf of amicus curiae Ohio Association for Justice.
