

**PHAN, APPELLANT, v. PRESRITE CORPORATION ET AL.; LINEMASTER SWITCH  
CORPORATION, APPELLEE.**

**[Cite as *Phan v. Presrite Corp.*, 1995-Ohio-51.]**

*Appeal dismissed as improvidently allowed.*

(No. 94-1071—Submitted May 23, 1995—Decided July 5, 1995.)

APPEAL from the Court of Appeals for Cuyahoga County, No. 64821.

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*Jeffries, Kube, Forest & Monteleone Co., L.P.A., Michael R. Kube and  
Richard A. Vadnal*, for appellant.

*Rhoa, Follen & Rawlin Co., L.P.A., Albert J. Rhoa and James H. Crawford*,  
for appellee.

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

MOYER, C.J., DOUGLAS, WRIGHT, RESNICK, F.E. SWEENEY and PFEIFER, JJ.,  
concur.

COOK, J., dissents.

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**COOK, J., dissenting.**

{¶ 2} I would affirm the judgment of the court of appeals.

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