

GIBBS ET AL., APPELLANTS, v. SIMCOTE, INC., APPELLEE.

[Cite as *Gibbs v. Simcote, Inc.*, 1995-Ohio-73.]

Workers' compensation—Proof required to establish that an employer has committed an intentional tort against an employee.

(No. 93-2429—Submitted February 21, 1995—Decided April 5, 1995.)

APPEAL from the Court of Appeals for Marion County, No. 9-93-15.

John S. Marshall; Hobson & Kolman and Gordon G. Hobson, for appellants.

Calfee, Halter & Griwold and Richard P. Goddard; Frericks & Howard and Thomas Frericks, for appellee.

{¶ 1} The judgment of the court of appeals is reversed, and the cause is remanded to the trial court for further proceedings on the authority of *Fyffe v. Jeno's, Inc.* (1991), 59 Ohio St.3d 115, 570 N.E.2d 1108.

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