

**MARCELLA, APPELLEE AND CROSS-APPELLANT, v. NATIONWIDE MUTUAL
INSURANCE COMPANY, APPELLANT AND CROSS-APPELLEE.**

[Cite as *Marcella v. Nationwide Mut. Ins. Co.*, 1996-Ohio-363.]

*Insurance—Motor vehicles—Insured entitled to underinsured motorist coverage
under former R.C. 3937.18, when—Determining amount of underinsurance
coverage to be paid—Claims for loss of consortium.*

(No. 96-782—Submitted June 25, 1996—Decided September 25, 1996.)

APPEAL and CROSS-APPEAL from the Court of Appeals for Cuyahoga County, No.
69086.

Don C. Iler Co., L.P.A., and Don C. Iler, for appellee and cross-appellant.
*Weston, Hurd, Fallon, Paisley & Howley, Timothy D. Johnson, Gregory E.
O'Brien and Daniel A. Richards*, for appellant and cross-appellee.

{¶ 1} The discretionary appeal in case No. 96-782 is allowed.

{¶ 2} The judgment of the court of appeals on the appeal is affirmed on the
authority of *Cole v. Holland* (1996), 76 Ohio St.3d 220, ___ N.E.2d ___, and the
cause is remanded to the trial court for further proceedings consistent with *Cole*.

{¶ 3} The discretionary cross-appeal in case No. 96-782 is allowed.

{¶ 4} The judgment of the court of appeals on the cross-appeal is reversed
on the authority of *Schaefer v. Allstate Ins. Co.* (1996), 76 Ohio St.3d 553, ___
N.E.2d ___.

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

COOK, J., dissents.

STRATTON, J., not participating.
