

**THE STATE EX REL. RICE, APPELLANT, v. J.P. INDUSTRIES, INC.; INDUSTRIAL  
COMMISSION OF OHIO, APPELLEE.**

**[Cite as *State ex rel. Rice v. J.P. Industries, Inc.*, 1998-Ohio-10.]**

*Workers' compensation—Court of appeals' judgment affirmed.*

(No. 98-489—Submitted September 15, 1998—Decided November 10, 1998.)

APPEAL from the Court of Appeals for Franklin County, No. 97APD01-3.

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*Barkan & Neff, L.P.A.*, and *Robert E. DeRose*, for appellant.

*Betty D. Montgomery*, Attorney General, and *Mark S. Barnes*, Assistant  
Attorney General, for appellee.

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{¶ 1} The judgment of the court of appeals is affirmed consistent with the  
opinion of the court of appeals.

MOYER, C.J., RESNICK, F.E. SWEENEY, PFEIFER, COOK and LUNDBERG  
STRATTON, JJ., concur.

DOUGLAS, J., dissents.

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