

**THE STATE EX REL. THOMPSON, APPELLEE, v. INDUSTRIAL COMMISSION OF
OHIO; GLIDDEN COMPANY, APPELLANT.**

[Cite as *State ex rel. Thompson v. Indus. Comm.*, 1998-Ohio-118.]

Workers' compensation—Court of appeals' judgment affirmed.

(No. 97-169—Submitted July 15, 1998—Decided September 23, 1998.)

APPEAL from the Court of Appeals for Franklin County, No. 95APD01-58.

Pencheff & Fraley Co., L.P.A., and Mark Heinzerling, for appellee.
Greiner, Carolin & Spector and Thomas M. Carolin, for appellant.

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

DOUGLAS, RESNICK, F.E. SWEENEY and PFEIFER, JJ., concur.

MOYER, C.J., and COOK, J., dissent.

LUNDBERG STRATTON, J., dissents.

MOYER, C.J., dissenting.

{¶ 2} I respectfully dissent from the majority decision. I would reverse the judgment of the court of appeals.

COOK, J., concurs in the foregoing dissenting opinion.

LUNDBERG STRATTON, J., dissenting.

{¶ 3} I dissent and would deny the writ, and return the matter to the Industrial Commission for reconsideration.
