

**THE STATE EX REL. THOMPSON, APPELLEE AND CROSS-APPELLANT, v.
INDUSTRIAL COMMISSION OF OHIO, APPELLANT AND CROSS-APPELLEE.**

[Cite as *State ex rel. Thompson v. Indus. Comm.*, 1998-Ohio-250.]

Workers' compensation—Court of appeals' judgment affirmed.

(No. 95-2315—Submitted May 12, 1998—Decided June 24, 1998.)

APPEAL and CROSS-APPEAL from the Court of Appeals for Franklin County, No.
94APD10-1580.

Shapiro, Kendis & Assoc. Co., L.P.A., Rachel B. Jaffy and James D. Kendis,
for appellee and cross-appellant.

Betty D. Montgomery, Attorney General, and Sandra L. Nimrick, Assistant
Attorney General, for appellant and cross-appellee.

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

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

LUNDBERG STRATTON, J., dissenting.

{¶ 2} I would reverse the judgment of the court of appeals and deny the writ.
COOK, J., concurs in the foregoing dissenting opinion.
