

**LORETO DEVELOPMENT COMPANY, INC. ET AL., APPELLANTS, v. VILLAGE OF  
CHARDON, APPELLEE.**

**[Cite as *Loreto Dev. Co. v. Chardon*, 1998-Ohio-636.]**

*Appeal dismissed as improvidently allowed.*

(No. 96-2636—Submitted January 20, 1998—Decided March 11, 1998.)

APPEAL from the Court of Appeals for Geauga County, Nos. 95-G-1920 and  
95-G-1923.

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*Mansour, Gavin, Gerlack & Manos Co., L.P.A., Michael T. Gavin, Eli Manos and Anthony J. Coyne; Eardley & Zulandt and David J. Eardley, for appellants.*

*Manley, Burke, Lipton & Cook and Gary E. Powell; and James M. Gillette, Chardon Village Law Director, for appellee.*

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{¶ 1} The appeal is dismissed, *sua sponte*, as having been improvidently allowed.

MOYER, C.J., DOUGLAS, RESNICK, PFEIFER and LUNDBERG STRATTON, JJ., concur.

F.E. SWEENEY, J., dissents and would reverse the judgment of the court of appeals.

COOK, J., dissents and would affirm the judgment of the court of appeals.

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