

**COONS, APPELLANT, v. BROWNLEE, D.B.A. RESTORATION  
SPECIALTIES COMPANY, APPELLEE.**

**[Cite as *Coons v. Brownlee*, 1998-Ohio-652.]**

*Appeal dismissed as improvidently allowed.*

(No. 96-2803—Submitted December 9, 1997—Decided February 11, 1998.)

APPEAL from the Court of Appeals for Logan County, No. 8-95-21.

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*Rankin M. Gibson*, for appellant.

*Heaton & Kellogg-Martin* and *Mark A. Losey*, for appellee.

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

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

DOUGLAS, J., dissents.

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

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