

**THE STATE EX REL. PECK, APPELLEE, v. INDUSTRIAL COMMISSION OF OHIO,
APPELLANT, ET AL.**

[Cite as *State ex rel. Peck v. Indus. Comm.*, 2000-Ohio-308.]

Workers' compensation—Court of appeals' judgment affirmed.

(No. 99-1024—Submitted February 8, 2000—Decided March 22, 2000.)

APPEAL from the Court of Appeals for Franklin County, No. 98AP-446.

Philip J. Fulton & Associates and *William A. Thorman III*, for appellee.

Betty D. Montgomery, Attorney General, and *Thomas W. Atzberger*,
Assistant Attorney General, for appellant.

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

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

COOK, J., dissents.
