

**THE STATE EX REL. POE, APPELLANT, v. INDUSTRIAL COMMISSION OF OHIO ET
AL., APPELLEES.**

[Cite as *State ex rel. Poe v. Indus. Comm.*, 2001-Ohio-1.]

Workers' compensation—Court of appeals' judgment affirmed.

(No. 00-680—Submitted November 14, 2000—Decided January 24, 2001.)

APPEAL from the Court of Appeals for Franklin County, No. 99AP-142.

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

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

DOUGLAS, J., dissents.

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

Betty D. Montgomery, Attorney General, and *Stephen D. Plymale*, for
appellee Industrial Commission.

Betty D. Montgomery, Attorney General; *Dinsmore & Shohl L.L.P.*, and
Michael L. Squillace, Special Counsel, for appellee Ohio State University.
