

**WASHINGTON, GDN., ET AL., APPELLANTS, v. CITIZENS SECURITY MUTUAL  
INSURANCE COMPANY, APPELLEE.**

**[Cite as *Washington v. Citizens Sec. Mut. Ins. Co.*, 2001-Ohio-172.]**

*Insurance—Motor vehicles—Mandatory offering of uninsured and underinsured  
motorist coverage—Amount available for payment for purpose of setoff—  
Court of appeals’ judgment affirmed on authority of Littrell v.  
Wigglesworth and Clark v. Scarpelli.*

(No. 00-1951—Submitted May 16, 2001—Decided July 5, 2001.)

APPEAL from the Court of Appeals for Cuyahoga County, No. 76082.

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{¶ 1} The judgment of the court of appeals is affirmed on the authority of  
*Littrell v. Wigglesworth* (2001), 91 Ohio St.3d 425, 746 N.E.2d 1077, and *Clark v.  
Scarpelli* (2001), 91 Ohio St.3d 271, 744 N.E.2d 719.

DOUGLAS, RESNICK, F.E. SWEENEY and PFEIFER, JJ., concur.

MOYER, C.J., COOK, and LUNDBERG STRATTON, JJ., concur in judgment.

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**COOK, J., concurring.**

{¶ 2} I concur in judgment on Propositions of Law Nos. I and II based on  
the reasoning set forth in my dissenting opinion in *Littrell v. Wigglesworth* (2001),  
91 Ohio St.3d 425, 746 N.E.2d 1077, and in my opinion concurring in part and  
dissenting in part in *Clark v. Scarpelli* (2001), 91 Ohio St.3d 271, 744 N.E.2d 719.  
I would dismiss Proposition of Law III as having been improvidently allowed.

MOYER, C.J., and LUNDBERG STRATTON, J., concur in the foregoing  
opinion.

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*Cochran & Naso and Carmen Naso*, for appellant Phyllis Washington.

SUPREME COURT OF OHIO

*Robert P. Rutter*, for appellant Danielle Washington.

*Law Office of Terrence J. Kenneally & Associates, Terrence J. Kenneally*  
and *John M. Bostwick, Jr.*, for appellee.

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