

TAYLOR ET AL., APPELLANTS, v. KEMPER INSURANCE COMPANY ET AL.;
AMERICAN MANUFACTURERS MUTUAL INSURANCE COMPANY, APPELLEE.

[Cite as *Taylor v. Kemper Ins. Co.*, 100 Ohio St.3d 342, 2003-Ohio-6516.]

Insurance — Automobile liability insurance — Uninsured/underinsured motorist coverage — Employer's commercial automobile liability policy covers loss sustained by employee only if loss occurs within the course and scope of employment — Court of appeals' judgment affirmed on authority of Westfield Ins. Co. v. Galatis.

(Nos. 2003-0302 and 2003-0362 — Submitted November 19, 2003 — Decided December 17, 2003.)

CERTIFIED by and APPEAL from the Court of Appeals for Cuyahoga County, No. 81360, 2003-Ohio-177.

{¶1} The judgment of the court of appeals is affirmed on the authority of *Westfield Ins. Co. v. Galatis*, 100 Ohio St.3d 216, 2003-Ohio-5849, 797 N.E.2d 1256.

MOYER, C.J., LUNDBERG STRATTON, O'CONNOR and DEGENARO, JJ., concur.

RESNICK, F.E. SWEENEY and PFEIFER, JJ., dissent and would reverse the judgment of the court of appeals.

MARY DEGENARO, J., of the Seventh Appellate District, sitting for O'DONNELL, J.

Friedman, Domiano & Smith Co., L.P.A., and Stephen S. Vanek, for appellants.

SUPREME COURT OF OHIO

Weston, Hurd, Fallon, Paisley & Howley, L.L.P., Daniel A. Richards, Jill S. Patterson and Ronald A. Rispo, for appellee.

Vorys, Sater, Seymour & Pease, L.L.P., Michael Thomas and William D. Kloss, urging affirmance for amicus curiae Ohio Insurance Institute.

Davis & Young and Richard M. Garner, urging affirmance for amicus curiae Hartford Fire Insurance Company.
