

**BENTLEY ET AL., APPELLANTS, v. PENDLETON ET AL.; AMERICAN HOME
ASSURANCE COMPANY, APPELLEE.**

[Cite as *Bentley v. Pendleton*, 105 Ohio St.3d 326, 2005-Ohio-1824.]

*Motor vehicles — Uninsured/underinsured-motorist coverage — Court of
appeals' judgment reversed on the authority of Gilchrist v. Gonsor, and
cause remanded.*

(No. 2004-1135 — Submitted March 30, 2005 — Decided May 4, 2005.)

APPEAL from the Court of Appeals for Pike County,
No. 03CA722, 2004-Ohio-3848.

{¶1} The judgment of the court of appeals is reversed on the authority of *Gilchrist v. Gonsor*, 104 Ohio St.3d 599, 2004-Ohio-7103, 821 N.E.2d 154, and the cause is remanded to the court of appeals for consideration of the remaining assignments of error and for further proceedings not inconsistent with *Gilchrist v. Gonsor*.

MOYER, C.J., RESNICK, PFEIFER, O'CONNOR and O'DONNELL, JJ., concur.
LUNDBERG STRATTON and LANZINGER, JJ., dissent.

LUNDBERG STRATTON, J., dissenting.

{¶2} For reasons set forth in my dissenting opinion in *Gilchrist v. Gonsor*, 104 Ohio St.3d 599, 2004-Ohio-7103, 821 N.E.2d 154, ¶14-23, I respectfully dissent.

LANZINGER, J., concurs in the foregoing dissenting opinion.

Robert W. Kerpsack Co., L.P.A, and Robert W. Kerpsack, for appellants.

SUPREME COURT OF OHIO

Wiles, Boyle, Burkholder & Bringardner Co., L.P.A., Michael L. Close,
and Dale D. Cook; Janik & Dorman, L.L.P., Stacy Lilly, and Matthew Grimm, for
appellee.
