

**THE STATE EX REL. SEARS ROEBUCK & COMPANY, APPELLANT, v. INDUSTRIAL
COMMISSION OF OHIO ET AL., APPELLEES.**

**[Cite as *State ex rel. Sears Roebuck & Co. v. Indus. Comm.*,
117 Ohio St.3d 539, 2008-Ohio-1733.]**

Workers' compensation — Court of appeals' judgment affirmed.

(No. 2007-0642 — Submitted March 25, 2008 — Decided April 16, 2008.)

APPEAL from the Court of Appeals for Franklin County,
No. 05AP-1135, 2007-Ohio-838.

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

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

Reminger & Reminger Co., L.P.A., and Ronald A Fresco, for appellant.

Marc Dann, Attorney General, and William R. Creedon, Assistant
Attorney General, for appellee Industrial Commission of Ohio.

Philip J. Fulton Law Office, Philip J. Fulton, and William A. Thorman III,
for appellee Sue Moenter.
