

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

**[Cite as *State ex rel. Consol. Biscuit Co. v. Indus. Comm.*,
117 Ohio St.3d 541, 2008-Ohio-1738.]**

Workers' compensation — Court of appeals' judgment affirmed.

(No. 2007-1027 — Submitted March 25, 2008 — Decided April 16, 2008.)

APPEAL from the Court of Appeals for Franklin County,
No. 06AP-47, 2007-Ohio-2214.

{¶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.

Porter, Wright, Morris & Arthur, L.L.P., and Christopher C. Russell, for
appellant.

Marc Dann, Attorney General, and Sandra E. Pinkerton, Assistant
Attorney General, for appellee Industrial Commission of Ohio.

Fell & Marcus Co., L.P.A., and George N. Fell II, for appellee William D.
McMonigal Jr.
