

NEIGHBORS, APPELLEE, v. ELLIS, APPELLANT, ET AL.

[Cite as *Neighbors v. Ellis*, 120 Ohio St.3d 276, 2008-Ohio-6105.]

Discretionary appeal accepted and judgment of the court of appeals reversed on the authority of Environmental Network Corp. v. Goodman Weiss Miller, L.L.P.

(No. 2008-1147— Submitted September 30, 2008 — Decided December 2, 2008.)

APPEAL from the Court of Appeals for Butler County,

No. CA2007-05-125, 2008-Ohio-2110.

{¶ 1} The discretionary appeal is accepted.

{¶ 2} The judgment of the court of appeals is reversed on the authority of *Environmental Network Corp. v. Goodman Weiss Miller, L.L.P.*, 119 Ohio St.3d 209, 2008-Ohio-3833, 893 N.E.2d 173.

MOYER, C.J., and PFEIFER, O’CONNOR, O’DONNELL, LANZINGER, and CUPP, JJ., concur.

LUNDBERG STRATTON, J., dissents.

Behnke, Martin & Schulte, L.L.C., and Richard W. Schulte, for appellee.

Gallagher Sharp, Jay Clinton Rice, John T. Murphy, and Richard C.O. Rezie, for appellant.
