

**THE STATE EX REL. LYNCH, APPELLANT, v. TOLEDO AREA
REGIONAL TRANSIT AUTHORITY ET AL., APPELLEES.**

**[Cite as *State ex rel. Lynch v. Toledo Area Regional Transit Auth.*,
122 Ohio St.3d 81, 2009-Ohio-2609.]**

Workers' compensation — Court of appeals' judgment affirmed.

(No. 2008-1484 — Submitted May 19, 2009 — Decided June 10, 2009.)

APPEAL from the Court of Appeals for Franklin County,
No. 07AP-872, 2008-Ohio-3297.

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

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

PFEIFER, J., dissents and would reverse the judgment of the court of
appeals.

LANZINGER, J., not participating.

Gallon, Takacs, Boissoneault & Schaffer Co., L.P.A., and Theodore A.
Bowman, for appellant.

Richard Cordray, Attorney General, and Douglas R. Unver, Assistant
Attorney General, for appellee Industrial Commission of Ohio.
