

**WIMMER FAMILY TRUST, APPELLANT, v. FIRSTENERGY CORPORATION;
OHIO EDISON COMPANY, APPELLEE.**

**[Cite as *Wimmer Family Trust v. FirstEnergy Corp.*,
123 Ohio St.3d 144, 2009-Ohio-4304.]**

*Judgment of the court of appeals vacated on the authority of Corrigan v. Illum.
Co., and cause remanded to the trial court for a final declaration of the
metes and bounds of the easement.*

(No. 2009-0249 — Submitted July 14, 2009 — Decided September 1, 2009.)

APPEAL from the Court of Appeals for Lorain County, No. 08CA009392,
2008-Ohio-6870.

{¶ 1} The judgment of the court of appeals is vacated on the authority of
Corrigan v. Illum. Co., 122 Ohio St.3d 265, 2009-Ohio-2524, 910 N.E.2d 1009,
and the cause is remanded to the trial court for a final declaration of the metes and
bounds of the easement.

MOYER, C.J., and LUNDBERG STRATTON, O’CONNOR, LANZINGER, and
CUPP, JJ., concur.

PFEIFER and O’DONNELL, JJ., dissent.

Lester S. Potash, for appellant.

Roetzel & Andress, L.P.A., Donald S. Scherzer, and John J. Schriner, for
appellee.
