

[Cite as *State ex rel. Cleveland v. Indus. Comm.*, 148 Ohio St.3d 553, 2016-Ohio-8015.]

**THE STATE EX REL. THE CITY OF CLEVELAND, APPELLANT, v. INDUSTRIAL
COMMISSION OF OHIO ET AL., APPELLEES.**

**[Cite as *State ex rel. Cleveland v. Indus. Comm.*, 148 Ohio St.3d 553,
2016-Ohio-8015.]**

*Oral argument canceled, and court of appeals' judgment affirmed on the
authority of State ex rel. BF Goodrich Co., Specialty Chems. Div. v.
Indus. Comm.*

(No. 2015-1204—Submitted November 29, 2016—Decided December 7,
2016.)

APPEAL from the Court of Appeals for Franklin County,
No. 13AP-1069, 2015-Ohio-2165.

{¶ 1} It is ordered by the court, sua sponte, that the oral argument
scheduled for Wednesday, January 11, 2017, is canceled. The judgment of the
court of appeals is affirmed on the authority of *State ex rel. BF Goodrich Co.,
Specialty Chems. Div. v. Indus. Comm.*, 148 Ohio St.3d 212, 2016-Ohio-7988,
69 N.E.3d 728.

O'CONNOR, C.J., and PFEIFER, LANZINGER, FRENCH, and O'NEILL, JJ.,
concur.

O'DONNELL and KENNEDY, JJ., dissent and would hear oral argument
in this case for the reasons stated in the dissenting opinion in *State ex rel. BF
Goodrich Co., Specialty Chems. Div. v. Indus. Comm.*

Barbara A. Langhenry, Cleveland Director of Law, and Elizabeth M.
Williamson, Assistant Director of Law, for appellant.

SUPREME COURT OF OHIO

Michael DeWine, Attorney General, and Cheryl J. Nester, Assistant Attorney General, for appellee Industrial Commission.

Shapiro, Marnecheck & Palnik, Matthew Palnik, and Elizabeth M. LaPorte, for appellee Jacqueline Johnson.
