

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Hardesty v. Alcantara*, Slip Opinion No. 2016-Ohio-8468.]

NOTICE

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SLIP OPINION NO. 2016-OHIO-8468

HARDESTY, APPELLEE, v. ALCANTARA, APPELLANT.

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Appeal dismissed as having been improvidently accepted.

(No. 2015-2038—Submitted December 20, 2016—Decided December 30, 2016.)

APPEAL from the Court of Appeals for Cuyahoga County,

No. 102684, 2015-Ohio-4591.

{¶ 1} This cause is dismissed as having been improvidently accepted.

O’CONNOR, C.J., and PFEIFER, O’DONNELL, FRENCH, and O’NEILL, JJ.,
concur.

LANZINGER, J., dissents and would order the cause to be briefed and
argued for decision.

KENNEDY, J., dissents.

SUPREME COURT OF OHIO

L. Christopher Frey, City of Euclid Director of Law, and Patrick J. Gallagher, Assistant Director of Law; and Mazanec, Raskin & Ryder Co., L.P.A., Frank H. Scialdone, and James A. Climer, for appellant.

Friedman, Domiano & Smith Co., L.P.A., and Jeffrey H. Friedman; and Friedman & Gilbert and Terry H. Gilbert, for appellee.
