

ROBERT HEFFERN :
:
Plaintiff : CASE NO. 98-02988
:
v. : JUDGMENT ENTRY
:
UNIVERSITY OF CINCINNATI : Judge J. Warren Bettis
HOSPITAL :
:
Defendant :
:
: : : : : : : : : : : : : : : : : :

Wanton conduct involves the failure by an owner or occupier to exercise any care whatsoever toward those to whom a duty of care is owed, under circumstances in which there is a great

probability of harm. *Gladon, supra*. As was discussed in detail in the prior decision of this court, defendant had a security policy designed to prevent unauthorized entry into restricted portions of the hospital. The fact that some of defendant's employees did not faithfully adhere to the policy does not imply wantonness on the part of defendant. Such conduct constitutes negligence but not wantonness.

In short, the court finds that defendant did not breach its duty to refrain from wantonly or willfully causing injury to plaintiff. Judgment **is rendered in favor of defendant**. Court costs are assessed against plaintiff. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

J. WARREN BETTIS
Judge

Entry cc:

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