

[Cite as *Pertoria, Inc. v. Bowling Green State Univ.*, 2015-Ohio-5637.]

PERTORIA, INC.	Case No. 2010-03967
Plaintiff/Counter Defendant	Judge Dale A. Crawford
v.	<u>JUDGMENT ENTRY</u>
BOWLING GREEN STATE UNIVERSITY	
Defendant/Counter Plaintiff	

{¶1} On November 5, 2013, this court issued a judgment in favor of plaintiff/counter defendant, Pertoria, Inc. (Pertoria), and against defendant/counter plaintiff, Bowling Green State University (BGSU) on its counterclaim. On September 2, 2014, the Tenth District Court of Appeals affirmed, in part, and reversed, in part, the judgment of this court and remanded the case for further proceedings, stating in relevant part:

{¶2} “We reverse the Court of Claims’ judgment to the extent it found BGSU liable for breach of contract and awarded damages for that breach, including prejudgment interest. This decision renders moot BGSU’s second and fourth assignments of error in case No. 13AP-1033 and sole assignment of error in case No. 14AP-63. Also we overrule BGSU’s third assignment of error in case No. 13AP-1033. Accordingly, we affirm the Court of Claims’ judgment in part, reverse it in part, and remand for further proceedings consistent with this decision.” *Pertoria v. Bowling Green State Univ.*, 10th Dist. Franklin Nos. 13AP-1033 & 14AP-63, 2014-Ohio-3793, ¶ 35.

{¶3} In accordance with the judgment of the court of appeals, judgment is hereby rendered in favor of BGSU on Pertoria's claims and in favor of Pertoria on BGSU's counterclaims. Court costs are assessed equally against the parties. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

DALE A. CRAWFORD
Judge

cc:

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