

**SMITH, APPELLANT, ET AL., v. INLAND PAPERBOARD & PACKAGING, INC.,
ET AL., APPELLEES.**

**[Cite as *Smith v. Inland Paperboard & Packaging, Inc.*,
126 Ohio St.3d 64, 2010-Ohio-3133.]**

*Certified question answered in the affirmative and judgment of the court of
appeals affirmed on the authority of Kaminski v. Metal & Wire Prods. Co.
and Stetter v. R.J. Corman Derailment Servs., L.L.C.*

(Nos. 2009-1471 and 2009-1546 — Submitted March 31, 2010 — Decided
July 8, 2010.)

CERTIFIED by and APPEAL from the Court of Appeals for Portage County,
No. 2008-P-0072, 2009-Ohio-3148.

{¶ 1} The certified question is answered in the affirmative and the
judgment of the court of appeals is affirmed on the authority of *Kaminski v. Metal
& Wire Prods. Co.*, 125 Ohio St.3d 250, 2010-Ohio-1027, 927 N.E.2d 1066, and
Stetter v. R.J. Corman Derailment Servs., L.L.C., 125 Ohio St.3d 280, 2010-Ohio-
1029, 927 N.E.2d 1092.

{¶ 2} Appellant's motion for full briefing and argument or, in the
alternative, for remand is denied.

LUNDBERG STRATTON, O'CONNOR, O'DONNELL, LANZINGER, and CUPP,
JJ., concur.

PFEIFER, J., dissents for the reasons stated in his dissenting opinions in
Kaminski v. Metal & Wire Prods. Co. and *R.J. Corman Derailment Servs.*

BROWN, C.J., not participating.

SUPREME COURT OF OHIO

Paul W. Flowers Co., L.P.A., and Paul W. Flowers; and Webster, Dubyak & Weyls Co., L.P.A., and John R. Liber II, for appellant.

Kastner, Westman & Wilkins, L.L.C., Keith L. Pryatel, and Thomas Evan Green, for appellees.
