

John A. LaNeve et al.

Case No. 2007-1373

v.

E N T R Y

Atlas Recycling, Inc., China Shipping  
(North America) Holding Co., Ltd., et al.

This cause is pending before the Court on the certification of a conflict by the Court of Appeals for Trumbull County. On review of the order certifying a conflict,

It is determined that a conflict exists. The parties are to brief the issue stated at page 5 of the court of appeals' Judgment Entry filed June 29, 2007, as follows:

“Does the Ohio savings statute, R.C. 2305.19(A), apply to an action where plaintiff fails to comply strictly with the requirements of Civ.R. 15(D) in serving the original complaint?”

It is ordered by the Court, sua sponte, that this cause is consolidated with Supreme Court Case No. 2007-1199, *LaNeve v. Atlas Recycling, Inc.*

It is further ordered by the Court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Trumbull County.

It is further ordered that the briefing in Case Nos. 2007-1373, 2007-1372, and 2007-1199, shall be consolidated. The parties shall file three originals of each of the briefs permitted under S.Ct.Prac.R. VI and include all three case numbers on the cover page of the briefs. The parties shall otherwise comply with the requirements of S.Ct.Prac.R. VI.

(Trumbull County Court of Appeals; No. 2006T0032)

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THOMAS J. MOYER  
Chief Justice