

The Supreme Court of Ohio

FILED

MAY 26 2010

CLERK OF COURT
SUPREME COURT OF OHIO

Flagstar Bank, FSB

Case No. 2010-0508

v.

ENTRY

Airline Union's Mortgage Company et al.

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

It is determined that a conflict exists. The parties are to brief the issue stated in the court of appeals' Entry filed March 3, 2010, as follows:

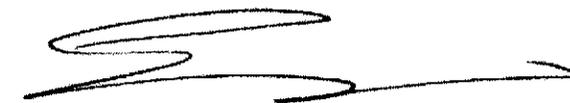
"Under R.C. 2305.09(D), does a cause of action for professional negligence accrue on the date that the negligent act is committed, or on the date that the negligent act causes actual damages?"

It is ordered by the Court, sua sponte, that this cause is consolidated with Supreme Court Case No. 2010-0511, *Flagstar Bank, FSB v. John L. Reinhold and James Whited et al.*

It is further ordered by the Court that the briefing in Case Nos. 2010-0508 and 2010-0511 shall be consolidated. The parties shall file two originals of each of the briefs permitted under S.Ct. Prac. R. 6.2-6.4 and include both case numbers on the cover page of the briefs. The parties shall otherwise comply with the requirements of S.Ct. Prac. R. 6.1-6.4.

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

(Hamilton County Court of Appeals; No. C090166)



ERIC BROWN
Chief Justice