

The Supreme Court of Ohio

FILED

DEC 29 2010

CLERK OF COURT
SUPREME COURT OF OHIO

State of Ohio

Case No. 2009-1481

v.

JUDGMENT ENTRY

Fred Johnson

CERTIFIED CONFLICT FROM
THE COURT OF APPEALS

This cause, here on a certification of a conflict by the Court of Appeals for Hamilton County, was considered in the manner prescribed by law. On consideration thereof, the certified question is answered in the affirmative, the judgment of the court of appeals is reversed, and the cause is remanded to the trial court for further proceedings, consistent with the opinion rendered herein.

It is further ordered that a mandate be sent to the Court of Common Pleas for Hamilton County to carry this judgment into execution and that a copy of this entry be certified to the Clerk of the Court of Appeals for Hamilton County for entry.

(Hamilton County Court of Appeals; Nos. C080156 and C080158)



ERIC BROWN
Chief Justice