

FILED

JUN 14 2012

CLERK OF COURT
SUPREME COURT OF OHIO

The Supreme Court of Ohio

John T. Flynn et al.

v.

Fairview Village Retirement etc. et al.

Case No. 2010-1881

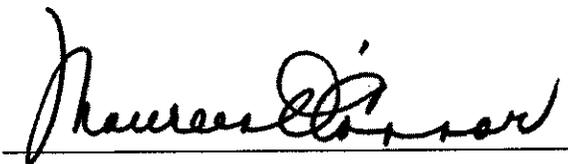
JUDGMENT ENTRY

APPEAL FROM THE
COURT OF APPEALS

This cause, here on appeal from the Court of Appeals for Cuyahoga County, was considered in the manner prescribed by law. On consideration thereof, the judgment of the court of appeals is reversed and this cause is remanded to the court of appeals for application of *Havel v. Villa St. Joseph*, 131 Ohio St.3d 235, 2012-Ohio-552, 963 N.E.2d 1270.

It is further ordered that a mandate be sent to the Court of Appeals for Cuyahoga County by certifying a copy of this judgment entry and filing it with the Clerk of the Court of Appeals for Cuyahoga County.

(Cuyahoga County Court of Appeals; No. 95695)



Maureen O'Connor
Chief Justice