

The Supreme Court of Ohio

FILED

MAY 08 2013

CLERK OF COURT
SUPREME COURT OF OHIO

Anita Hauser

Case No. 2013-0493

v.

ENTRY

City of Dayton Police Department and
Major E. Mitchell Davis

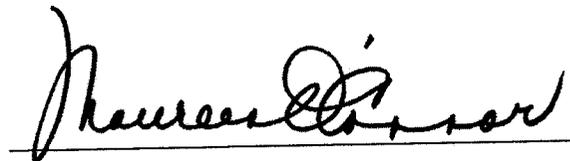
This cause is pending before the court on the certification of a conflict by the Court of Appeals for Montgomery County. On review of the order certifying a conflict, it is determined that a conflict exists. The parties are to brief the issue stated at page 3 of the court of appeals' Judgment Entry filed March 19, 2013, as follows:

“Whether civil liability is expressly imposed upon managers or supervisors under R.C. 4112.01(A)(2) for their individual violations of R.C. 4112.02(A) so that political subdivision employee immunity is lifted by R.C. 2744.03(A)(6)(c).”

It is ordered by the court that the clerk shall issue an order for the transmittal of the record from the Court of Appeals for Montgomery County.

It is ordered by the court, sua sponte, that this cause is consolidated with Supreme Court Case No. 2013-291, *Anita Hauser v. City of Dayton Police Department and Major E. Mitchell Davis*, and that the briefing in Case Nos. 2013-0493 and 2013-291 shall be consolidated. The parties shall file two originals of each of the briefs permitted under S.Ct.Prac.R. 16.02-16.04 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. 16.01-16.04.

(Montgomery County Court of Appeals; No. 24965)



Maureen O'Connor
Chief Justice