

The Supreme Court of Ohio

FILED

FEB 24 2016

CLERK OF COURT
SUPREME COURT OF OHIO

Andrew Foley, et al.

v.

University of Dayton, et al.

Case No. 2015-2032

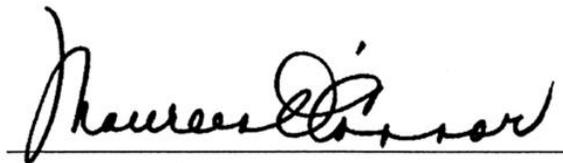
ENTRY

This cause, here on the certification of a state law question from the United States District Court for the Southern District of Ohio, Western Division, was considered in the manner prescribed by law. Upon review pursuant to S.Ct.Prac.R. 9.05, the court will answer the following questions:

1. "What is the statute of limitations of negligent misidentification?"
2. "Is the doctrine of absolute privilege applicable to claims of negligent misidentification and, if so, does it extend to the statements made to law enforcement officers implicating another person in criminal activity?"
3. "Is the doctrine of qualified privilege applicable to claims of negligent misidentification?"

It is ordered by the court that petitioners shall file their merit brief within 40 days of the date of this entry and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. 16.02 - 16.04, and S.Ct.Prac.R. 9.07.

(U.S. Southern District of Ohio Western Division; No. 3:15-CV-96)



Maureen O'Connor
Chief Justice