
In the Supreme Court of Ohio

APPEAL FROM THE COURT OF APPEALS
EIGHTH APPELLATE DISTRICT
CUYAHOGA COUNTY, OHIO
CASE NO. 88062

JAMES SINNOTT, et al.,
Plaintiffs-Appellees,

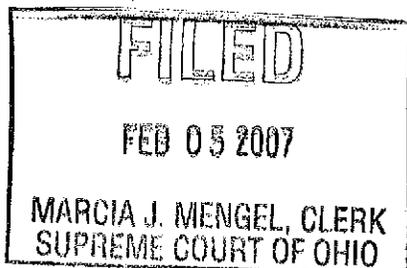
v.

AMERICAN OPTICAL CORPORATION, PNEUMO ABEX LLC, successor in interest to
ABEX CORPORATION, and CBS CORPORATION, a Delaware Corporation, f/k/a Viacom,
Inc., successor by merger to CBS Corporation, a Pennsylvania Corporation, f/k/a
WESTINGHOUSE ELECTRIC CORPORATION,
Defendants-Appellants,
and
AQUA-CHEM, INC., et al.,
Defendants.

**NOTICE OF INTENTION NOT TO FILE SUPPLEMENT OF DEFENDANTS-
APPELLANTS AMERICAN OPTICAL CORPORATION, PNEUMO ABEX LLC,
successor in interest to ABEX CORPORATION, AND CBS CORPORATION, a
Delaware Corporation, f/k/a Viacom, Inc., successor by merger to CBS Corporation,
a Pennsylvania Corporation, f/k/a Westinghouse Electric Corporation**

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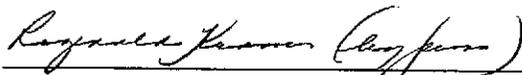
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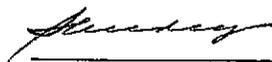
Appellants American Optical Corporation and Pneumo Abex LLC, successor in interest to Abex Corporation, and CBS Corporation, a Delaware Corporation, f/k/a Viacom, Inc., successor by merger to CBS Corporation, a Pennsylvania Corporation, f/k/a Westinghouse Electric Corporation, have determined that no portion of the record is necessary for the Supreme Court to determine the questions presented. Because the preparation of a supplement is unwarranted, Appellants hereby give notice under S.Ct.Prac.R. VII(1)(B) of its intention not to file a Supplement.

Respectfully submitted,



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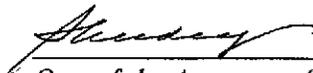
Attorneys for Defendants-Appellants American Optical Corporation and Pneumo Abex LLC, successor in interest to Abex Corporation

CERTIFICATE OF SERVICE

A copy of the foregoing has been served this 2nd day of February, 2007, by U.S. Mail, postage prepaid, upon the following:

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Westinghouse Electric Corporation*