

ORIGINAL  
ON COMPUTER-ALM

IN THE SUPREME COURT OF OHIO

|                                    |   |                                  |
|------------------------------------|---|----------------------------------|
| Louise Terry, et al.,              | ) | Supreme Court Case No. 2006-0705 |
|                                    | ) |                                  |
| Appellees,                         | ) | On Appeal from the Ottawa        |
|                                    | ) | County Court of Appeals,         |
| v.                                 | ) | Sixth Appellate District         |
|                                    | ) |                                  |
| Ottawa County Board of Retardation | ) | Court of Appeals                 |
| and Developmental Delay, et al.,   | ) | Case No. OT-05-009               |
|                                    | ) |                                  |
| Appellants.                        | ) |                                  |

---

APPELLANTS' NOTICE OF SUPPLEMENTAL AUTHORITY

---

Thomas J. Antonini (0040468)  
(COUNSEL OF RECORD)  
Mark A. Ozimek (0077978)  
Robison, Curphey & O'Connell  
Ninth Floor, Four SeaGate  
Toledo, Ohio 43604  
(419) 249-7900  
(419) 249-7911 - facsimile

COUNSEL FOR APPELLANTS

Margaret M. Murray (0066633)  
(COUNSEL OF RECORD)  
Murray & Murray Co., L.P.A.  
111 E. Shoreline Drive  
P.O. Box 19  
Sandusky, OH 44871-0019  
(419) 624-3000  
(419) 624-0707 - facsimile

Duane L. Galloway (0011913)  
538 Huron Ave.  
Sandusky, OH 44870  
(419) 626-8630  
(419) 626-2832 - facsimile

COUNSEL FOR APPELLEES

**FILED**  
MAR 08 2007  
MARCIA J. MENGEL, CLERK  
SUPREME COURT OF OHIO

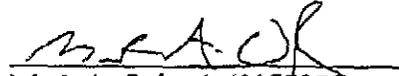
**NOTICE OF SUPPLEMENTAL AUTHORITY**

Pursuant to Ohio Supreme Court Rule VI, Section 8, Appellants Lake Investments, Inc., John Caputo, Leonard Partin, Northcoast Property Management, and W.W. Emerson Co. respectfully submit the following as a relevant authority with respect to this appeal:

*Bogner v. Titleist Club, LLC*, 6th Dist. No. WD-06-039, 2006 Ohio 7003.

The above opinion was issued by the Sixth District Court of Appeals on December 29, 2006, after Appellants' deadline for filing their merit brief had passed.

Respectfully submitted,



Mark A. Ozimek (0077978)  
Robison, Curphey & O'Connell  
Ninth Floor, Four SeaGate  
Toledo, Ohio 43604  
(419) 249-7900  
(419) 249-7911 – facsimile

COUNSEL FOR APPELLANTS

## CERTIFICATE OF SERVICE

Toledo, Ohio  
March 5, 2007

This is to hereby certify that a copy of the foregoing was sent this day by regular  
U.S. mail to:

Margaret M. Murray (0066633)  
Murray & Murray Co., L.P.A.  
111 E. Shoreline Drive  
P.O. Box 19  
Sandusky, OH 44871-0019

and

Duane L. Galloway (0011913)  
538 Huron Ave.  
Sandusky, OH 44870

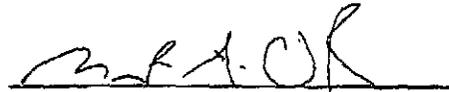
COUNSEL FOR APPELLEES

Paul W. Flowers (0046625)  
Paul W. Flowers, Co., L.P.A.  
50 Public Square, Ste. 3500  
Cleveland, OH 44133

COUNSEL FOR AMICUS CURIAE,  
OHIO ACADEMY OF TRIAL LAWYERS

Lynne K. Schoenling (0051820)  
Curry, Roby & Mulvey Co., LLC  
8000 Ravines Edge Court, Ste. 103  
Columbus, OH 43235

COUNSEL FOR AMICUS CURIAE, OHIO  
ASSOCIATION OF CIVIL  
TRIAL ATTORNEYS

  
Mark A. Ozimek