

IN THE SUPREME COURT OF OHIO

**07-0954**

ELIZABETH BURNETT, )  
)  
Plaintiff/Appellee, )  
)  
v. )  
)  
MOTORISTS MUTUAL INSURANCE )  
COMPANIES, et al., )  
)  
Defendant/Appellant. )

CASE NO. \_\_\_\_\_

Appeal from the Trumbull County Court of Appeals, Eleventh Appellate District, Case No. 2006-T-0085

---

**NOTICE OF APPEAL OF DEFENDANT/APPELLANT  
MOTORISTS MUTUAL INSURANCE COMPANY**

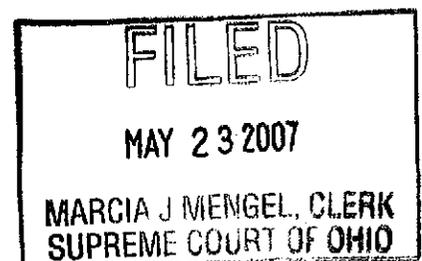
---

James L. Pazol (#0004787)  
Raymond J. Tisone (#0021726)  
ANZELLOTTI, SPERLING, PAZOL  
& SMALL CO., LPA  
21 N. Wickliffe Circle  
Youngstown, Ohio 44515  
Telephone (330) 792-6033

Attorney for Plaintiff/Appellee  
Elizabeth Burnett

Merle D. Evans, III (#0019230)  
Jude B. Streb (#0071529)  
DAY KETTERER LTD.  
Millennium Centre, Suite 300  
200 Market Avenue North  
P.O. Box 24213  
Canton, Ohio 44701-4213  
Telephone (330) 455-0173  
Facsimile (330) 455-2633  
Email: [mdevans@day-ketterer.com](mailto:mdevans@day-ketterer.com)  
Email: [jbstreb@day-ketterer.com](mailto:jbstreb@day-ketterer.com)

Attorneys for Defendant/Appellant  
Motorists Mutual Insurance Company



**Notice of Appeal of Defendant/Appellant Motorists Mutual Insurance Company**

Now comes Defendant/Appellant Motorists Mutual Insurance Company and hereby gives notice of its appeal to the Supreme Court of Ohio from the Opinion and Judgment Entry of the Trumbull County Court of Appeals, Eleventh Appellate District, entered in Court of Appeals Case No. 2006-T-0085 on April 9, 2007.

This case raises a substantial constitutional question and is one of public or great general interest.

Respectfully submitted,



Mele D. Evans, III (#0019230)

Jude B. Streb (#0071329)

DAY KETTERER LTD.

Millennium Centre, Suite 300

200 Market Avenue North

P.O. Box 24213

Canton, Ohio 44701-4213

Telephone (330) 455-0173

Facsimile (330) 455-2633

Email: mdevans@day-ketterer.com

Email: jbstreb@day-ketterer.com

Attorneys for Defendant/Appellant,  
Motorists Mutual Insurance Company

**PROOF OF SERVICE**

A copy of the foregoing Notice of Appeal of Defendant-Appellant, Motorists Mutual Insurance Company, was sent by ordinary U.S. mail to the following, this 23<sup>rd</sup> day of May, 2007:

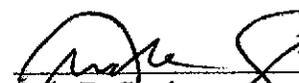
James L. Pazol, Esq.

Raymond J. Tisone, Esq.

21 N. Wickliffe Circle

Youngstown, OH 44515

Counsel for Plaintiff/Appellee Elizabeth Burnett



Jude B. Streb

DAY KETTERER LTD.