

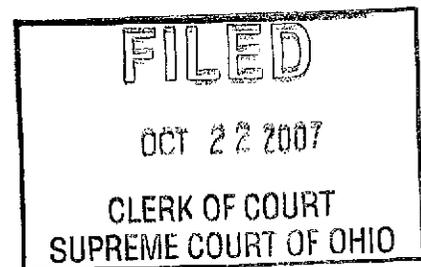
IN THE SUPREME COURT OF OHIO

VOLZ EXCAVATING, INC., et al. : **Supreme Court Number:**
Appellee(s), : **07-1941**
v. : **On Appeal from the Butler County**
DONALD K. LYNCH : **Court of Appeals, Twelfth Appellant**
: **District**
Appellant(s). : **CA2006 07 0170**

NOTICE OF APPEAL OF APPELLANT DONALD K. LYNCH

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NOTICE OF APPEAL OF APPELLANT DONALD K. LYNCH

Appellant, Donald K. Lynch, now gives Notice of Appeal to the Supreme Court of Ohio from the judgment of the Butler County Court of Appeals, Twelfth Appellate District, entered in the Court of Appeals Case No. CA 2006 07 0170 on September 10, 2007.

This case raises a substantial constitutional question, and is one of public and treat interest.



Timothy R. Evans (0018593)

CERTIFICATE OF SERVICE

A copy of the foregoing Notice of Appeal was mailed by ordinary US mail to:

Gregory E. Hull, Esq.
Milikin & Fitton Law Firm
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Hamilton, OH 45011

this 19TH day of October, 2007.



Timothy R. Evans (0018593)