

IN THE SUPREME COURT OF OHIO

JOSEPH A. PINGUE, SR.  
Appellant,

On Appeal from the Delaware  
County Court of Appeals, Fifth  
Appellate District

v.

JOESPH A. PINGUE, JR.  
Appellee.

**07-2039**

Court of Appeals Case No.  
06-CAE-10-0077

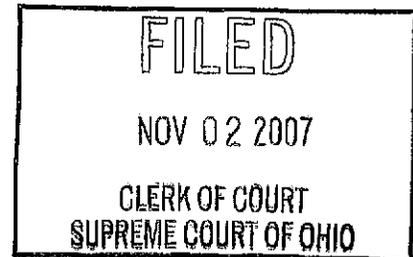
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**NOTICE OF APPELLANT JOSEPH A. PINGUE, SR. THAT A MOTION TO  
CERTIFY CONFLICT IS PENDING IN THE FIFTH DISTRICT COURT OF  
APPEALS**

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Benjamin S. Zacks (0040878)  
James R. Billings (0061836)  
Robin L. Jindra (0079489)  
ZACKS LAW GROUP LLC  
33 South James Road, 3<sup>rd</sup> Floor  
Columbus, Ohio 43213  
(614) 236-8000  
(614) 236-3236 FAX  
COUNSEL FOR APPELLANT, JOSEPH A. PINGUE, SR.

Jeffrey D. Boyd (0017360 )  
The Boyd Law Firm  
7792 Olentangy River Road, Suite K  
Columbus, Ohio 43235  
(614) 885-4980  
(614) 885-4877  
COUNSEL FOR APPELLEE, JOSEPH A. PINGUE, JR.



**NOTICE OF APPELLANT JOSEPH A. PINGUE, SR. THAT A MOTION TO CERTIFY CONFLICT IS PENDING IN THE FIFTH DISTRICT COURT OF APPEALS**

Appellant Joseph A. Pingue, Sr, pursuant to Supreme Court Practice Rule IV, section 4(A), hereby gives notice of that there is a Motion to Certify Conflict currently pending in the Delaware County Court of Appeals, Fifth Appellate District, Court of Appeals case No. 06-CAE-10-0077, and was filed on September 28, 2007. The Motion to Certify Conflict is based upon the Appellate Court's Opinion and Entry, dated September 18, 2007.

Respectfully submitted,

**ZACKS LAW GROUP LLC**



Benjamin S. Zacks (0040878)

James R. Billings (0061836)

Robin L. Jindra (0079489)

33 South James Road, 3<sup>rd</sup> Floor

Columbus, Ohio 43213

(614) 236-8000

(614) 236-3236 FAX

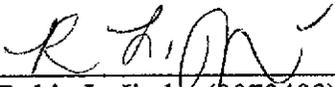
COUNSEL FOR APPELLANT,

JOSEPH A. PINGUE, SR.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was sent by ordinary U.S. Mail on this 2<sup>nd</sup> day of November, 2007, to the following:

Jeffrey D. Boyd  
7792 Olentangy River Road, Suite K  
Columbus, Ohio 43235

  
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Robin L. Jindra (0079489)