

IN THE SUPREME COURT OF OHIO

THE CARTER-JONES LUMBER CO.
dba
CARTER LUMBER CO.

PLAINTIFF-APPELLEE

VS.

B & A BUILDING SERVICES, INC.
&
ANDRE BALLARD

DEFENDANTS-APPELLANTS

08-0369

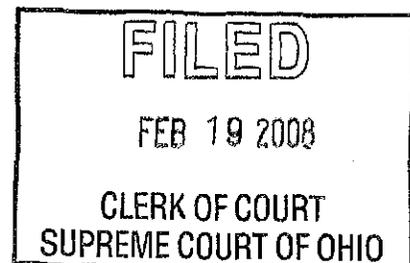
ON APPEAL FROM THE KNOX
COUNTY COURT OF APPEALS,
FIFTH APPELLATE DISTRICT

CASE NO. 07CA000003

**NOTICE OF MOTION BY APPELLEE THE CARTER-JONES LUMBER CO.
TO CERTIFY THAT A CONFLICT IS PENDING WITH THE COURT OF APPEALS**

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Notice of Motion to Certify a Conflict with the Court of Appeals

Appellee The Carter-Jones Lumber Co. hereby gives notice that a motion to certify a conflict filed by appellee is pending before the Knox County Court of Appeals, Fifth Appellate District, in Court of Appeals Case No. 07CA000003.

Respectfully submitted,

A handwritten signature in black ink, reading "Bradley S. Le Boeuf", is written over a horizontal line.

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The Carter-Jones Lumber Co.

Certificate of Service

I certify that a copy of this Notice of Motion to Certify a Conflict with the Court of Appeals was sent by ordinary, first-class U.S. Mail, postage prepaid, to counsel for appellants on February 19, 2008, to the following:

Theodore Scott, Jr., Attorney at Law
1465 E. Broad St.
Columbus, OH 43205

A handwritten signature in black ink, reading "Bradley S. Le Boeuf", is written over a horizontal line.

Bradley S. Le Boeuf (0070371)
Counsel for Appellee,
The Carter-Jones Lumber Co.