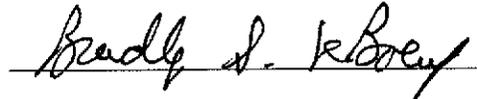


Appellee, The Carter-Jones Lumber Co., hereby gives notice pursuant to S. Ct. Prac. R. IV, § 4(B), that the "Motion to Certify A Conflict" filed with the Fifth Appellate District in Knox County, Ohio on January 17, 2008 has been denied. The Court of Appeals has determined in a "Judgment Entry" filed on April 21, 2008 that the conflict does not exist.

Respectfully submitted,

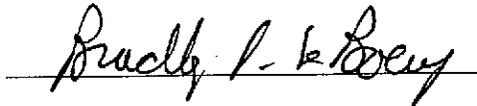
A handwritten signature in cursive script, reading "Bradley S. Le Boeuf", is written over a horizontal line.

Bradley S. Le Boeuf (0070371)
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Certificate of Service

I certify that a copy of this "Notice by The Carter-Jones Lumber Co. of Denial of Motion to Certify a Conflict" was sent by ordinary, first-class U.S. Mail, postage prepaid, to counsel for appellants on April 27, 2008, to the following:

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

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

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