

IN THE SUPREME COURT OF OHIO

FRANKLIN J. VAN BEUSECUM, et al., :

Plaintiffs-Appellees, : Supreme Court Case No. 08-1150

v. :

CONTINENTAL BUILDERS, INC., :

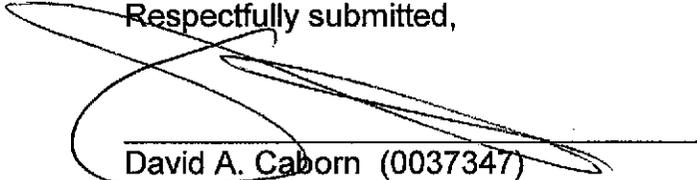
On Appeal from the Delaware County
Court of Appeals, Fifth Appellate District
Case No. 06-CAE-12-0095

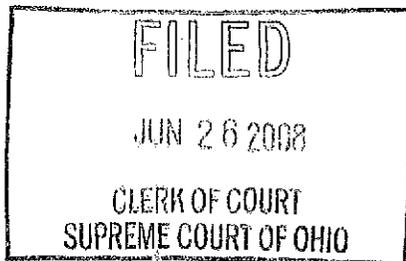
Defendant-Appellant. :

MOTION TO DISMISS APPEAL

Now comes Appellant, Continental Builders, Inc., and hereby moves the Court to dismiss the instant appeal. The basis for this Motion is that the parties to this appeal have entered into a settlement of all claims which are the subject of the appeal.

Respectfully submitted,


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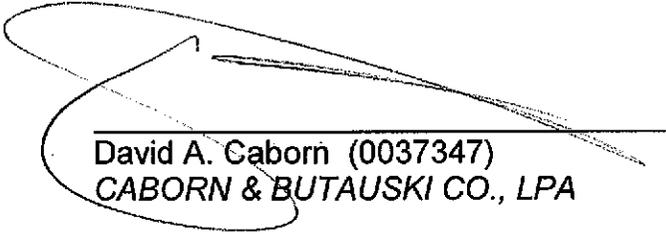


PROOF OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served, via regular U.S. Mail, postage prepaid, this 26 day of June, 2005, upon the following:

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