

IN THE SUPREME COURT OF OHIO

THE ESTATE OF JEFFREY K. HEINTZELMAN, et al., : Case No.: **08-2173**
: :
: :
Plaintiff-Appellant, : **On Appeal from the Delaware**
: **County Court of Appeals,**
-vs- : **Fifth Appellate District**
: :
: :
AIR EXPERTS, INC., et al., : :
: :
Defendant-Appellee. : **Court of Appeals**
: **Case No.: 07CAE09-0045**

NOTICE OF MOTION TO CERTIFY CONFLICT OF APPELLANT AMERICAN FAMILY INSURANCE COMPANY

Bruce A. Curry (0052401)
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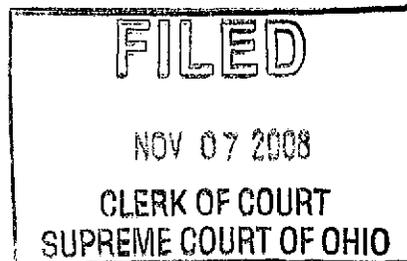
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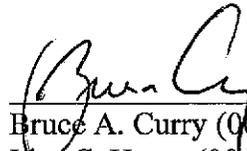


Notice of Motion to Certify Conflict of
Appellant American Family Insurance Company

Now comes Appellant American Family Insurance Company, by and through legal counsel, pursuant to Rule IV, Section 4(A) of the Rules of Practice of the Supreme Court of Ohio, and hereby gives notice that its Motion to Certify a Conflict with respect to the Delaware County Court of Appeals' Opinion rendered in Case No. 07CAE09-0045 on September 24, 2008 was filed with that Court on October 3, 2008 and remains pending for decision.

Respectfully submitted,

CURRY, ROBY & MULVEY CO., LLC



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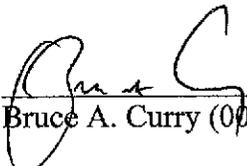
CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served upon the following:

Rex H. Elliott
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by ordinary U.S. mail on this 7th day of Nov., 2008.



Bruce A. Curry (0052401)