

ORIGINAL

IN THE SUPREME COURT OF OHIO
FRANKLIN COUNTY, OHIO

STATE OF OHIO, ex rel. MARIA
MARRERO
4731 CHELSEA DRIVE
LORAIN, OHIO 44055

Relator,

-vs-

THE INDUSTRIAL COMMISSION
OF OHIO
30 WEST SPRING STREET
COLUMBUS, OHIO 43215

-and-

LIFE CARE CENTERS OF
AMERICA, INC.
THE OAKRIDGE HOME
26520 CENTER RIDGE ROAD
WESTLAKE, OHIO 44145

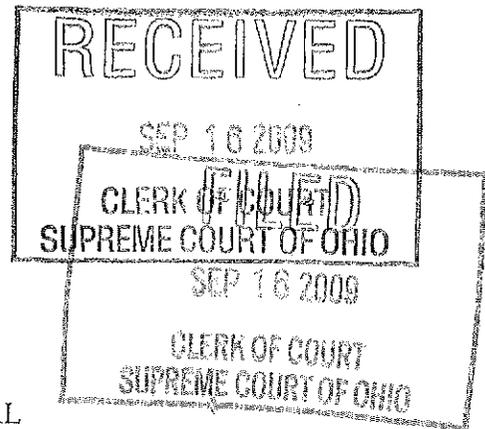
Respondents.

09-1666

CASE NO.: 08AP-922

NOTICE OF APPEAL

ORAL ARGUMENT REQUESTED



NOTICE OF APPEAL

Now comes Appellant-Relator and appeals from the decision of the Court of Appeals of Ohio, Tenth Appellate District, dated August 27, 2009. The Court of Appeals has declined to adopt the Magistrate's conclusions of law, which were favorable to Relator.

Relator respectfully requests that this Court accept her appeal and make a final determination on the issues of law at dispute.

Respectfully submitted,

SHAPIRO, SHAPIRO & SHAPIRO CO., L.P.A.

A handwritten signature in black ink, appearing to read "Daniel Shapiro", written over a horizontal line.

Daniel L. Shapiro (0059584)

Leah P. VanderKaay (0073772)

SHAPIRO, SHAPIRO & SHAPIRO CO., L.P.A.

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CERTIFICATE OF SERVICE

A copy of the foregoing Notice of Appeal has been sent by U.S. mail, postage prepaid this 9th day of September, 2009 to the following parties:

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One Cleveland Center – Suite 1700
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Columbus, Ohio 43215



Leah P. VanderKaay (0073772)
Daniel L. Shapiro (0059584)

lvx

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IN THE COURT OF APPEALS OF OHIO
TENTH APPELLATE DISTRICT

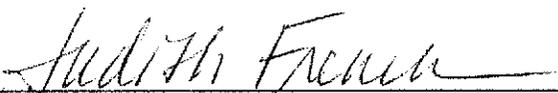
2009 AUG 27 PM 1:27
CLERK OF COURTS

State of Ohio ex rel. Maria Marrero, :
Relator, :
v. : No. 08AP-922
The Industrial Commission of Ohio et al., : (REGULAR CALENDAR)
Respondents. :

JUDGMENT ENTRY

For the reasons stated in the decision of this court rendered herein on August 27, 2009, the objections to the decision of the magistrate are sustained, and it is the judgment and order of this court that the requested writ of mandamus is denied. Costs shall be assessed against relator.

Within three (3) days from the filing hereof, the clerk of this court is hereby ordered to serve upon all parties not in default for failure to appear notice of this judgment and its date of entry upon the journal.



Judge Judith L. French, P.J.



Judge Susan Brown



Judge William A. Klatt