

William D. Dowling
G. Brenda Coey
BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP
3800 Embassy Parkway, Suite 300
Akron, Ohio 44333

COUNSEL FOR APPELLEES, JOHN P. COURY, JR., et al.

Amended Notice of Appeal of Appellant Diplomate Health Care, LLC, Stephen Krutowsky and Thomas Bartlebaugh

Appellants Diplomate Health Care, LLC, Stephen Krutowsky and Thomas Bartlebaugh hereby give notice of appeal to the Supreme Court of Ohio from the judgment of the Summit County Court of Appeals, Ninth Appellate District, entered in Court of Appeals case No. 25181 on June 8, 2011.

This case raises a substantial constitutional question and is one of public or great general interest.

The purpose of filing this Amended Notice of Appeal is to succinctly clarify the parties on appeal rather than collectively referring to the parties as "et al."

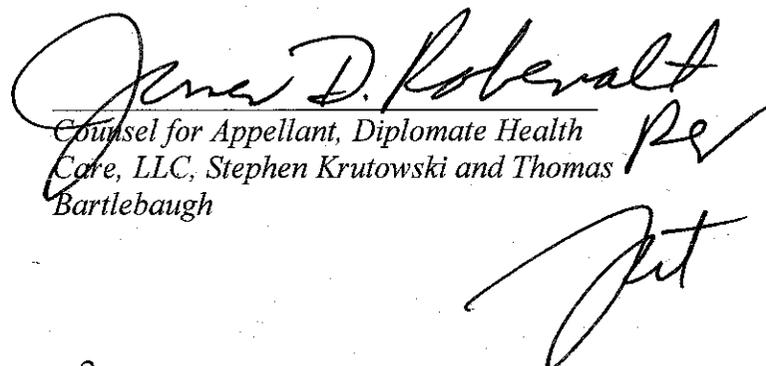
Respectfully submitted,

STARK & KNOLL CO., L.P.A.
Harry A. Tipping, Counsel of Record



and

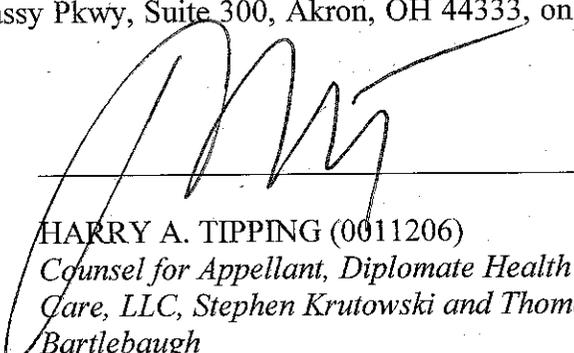
THOMPSON HINE LLP
James D. Robenalt



Counsel for Appellant, Diplomate Health Care, LLC, Stephen Krutowski and Thomas Bartlebaugh

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Amended Notice of Appeal was sent by ordinary U.S. mail to counsel for appellees, William D. Dowling and G. Brenda Coey, Buckingham, Doolittle, & Burroughs, LLP, 3800 Embassy Pkwy, Suite 300, Akron, OH 44333, on this 10th day of June 2011.



HARRY A. TIPPING (0011206)
*Counsel for Appellant, Diplomate Health
Care, LLC, Stephen Krutowski and Thomas
Bartlebaugh*

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