

In the Supreme Court of Ohio

ESTATE OF TIMOTHY J. OEDING, J & R EQUIPMENT AND STORING AND AUTO-OWNERS INSURANCE COMPANY

Defendants-Appellants

v.

DAVID FRALEY dba FRALEY TRUCKING,

Plaintiff-Appellee

ON DISCRETIONARY APPEAL FROM THE COURT OF APPEALS, TWELFTH APPELLATE DISTRICT BUTLER COUNTY, OHIO CASE №. CA 2011-09-0180

NOTICE OF APPEAL

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Counsel for Plaintiff-Appellee, David Fraley dba Fraley Trucking

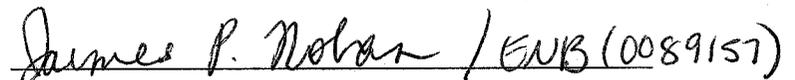
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**Notice of Appeal of Appellants**  
**Estate of Oeding, J & R Equipment and Storing and Auto-Owners Insurance**

Appellants Estate of Timothy J. Oeding, J & R Equipment and Storing and Auto-Owners Insurance Company hereby give notice of their appeal to the Supreme Court of Ohio from the judgment and order of the Butler County Court of Appeals, Twelfth Appellate District, entered in Court of Appeals Case No. CA 2011-09-0180, David Fraley d.b.a. Fraley Trucking vs. Estate of Timothy J. Oeding, Deceased, et al., on October 15, 2012.

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

Respectfully submitted,

 James P. Nolan / ENB (0089157)

JAMES P. NOLAN, II, ESQ. (0055401)

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***ATTORNEY FOR APPELLANTS***

## CERTIFICATE OF SERVICE

A true copy of the foregoing *Notice of Appeal* was sent by United States Mail, postage prepaid, this 28 day of November, 2012 upon:

Christopher J. Pagan, Esq. (0062751)  
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