

In the  
Supreme Court of Ohio

14-0862

PAUL RISNER AS CO-ADMINISTRATOR  
OF THE ESTATE OF AMBER RISNER,  
A DECEASED MINOR, et al.,

Plaintiffs-Appellees,

v.

OHIO DEPARTMENT OF  
TRANSPORTATION,

Defendant-Appellant.

Case No. \_\_\_\_\_  
On Appeal from the  
Franklin County  
Court of Appeals,  
Tenth Appellate District  
  
Court of Appeals  
Case No. 12AP-828

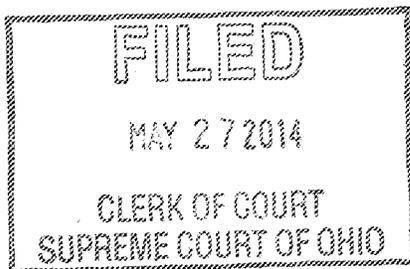
**NOTICE OF APPEAL OF DEFENDANT-APPELLANT  
OHIO DEPARTMENT OF TRANSPORTATION**

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OHIO DEPARTMENT OF TRANSPORTATION**

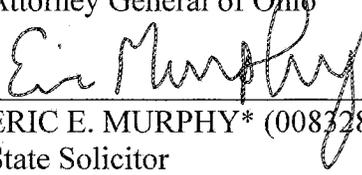
Defendant-Appellant Ohio Department of Transportation gives notice of its jurisdictional appeal to this Court, pursuant to Ohio Supreme Court Rule 5.02 and 7.01, from a decision of the Tenth District Court of Appeals captioned *Paul Risner as Co-Administrator of the Estate of Amber Risner, a Deceased Minor, et al. v. Ohio Department of Transportation, et al.*, No. 12AP-828 issued on December 24, 2013 and journalized on December 30, 2013. A timely application for reconsideration and en banc review was filed on January 9, 2014. The Tenth District denied the application for reconsideration and en banc review and issued and journalized that decision on April 10, 2014.

Date-stamped copies of the Tenth District's Journal Entry and Memorandum Decision denying reconsideration and en banc review, the Tenth District's Judgment Entry and Decision, and the Court of Claims' decisions are attached as Exhibits 1 through 6, respectively, to the Appellant's Memorandum in Support of Jurisdiction.

For the reasons set forth in the accompanying Memorandum in Support of Jurisdiction, this case raises substantial constitutional questions and questions of public and great general interest.

Respectfully submitted,

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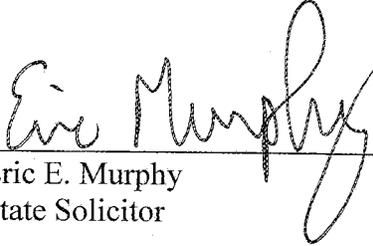
Counsel for Defendant-Appellant  
Ohio Department of Transportation

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing Notice of Appeal of Defendant-Appellant Ohio Department of Transportation was served by U.S. mail this 27<sup>th</sup> day of May, 2014, upon the following counsel:

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