

[Cite as *Queen City Lodge No. 69, Fraternal Order of Police v. State Emp. Relations Bd.*, 120 Ohio St.3d 1221, 2009-Ohio-255.]

**QUEEN CITY LODGE NO. 69, FRATERNAL ORDER OF POLICE, APPELLANT, v.  
STATE EMPLOYMENT RELATIONS BOARD, APPELLEE.**

[Cite as *Queen City Lodge No. 69, Fraternal Order of Police v. State Emp. Relations Bd.*, 120 Ohio St.3d 1221, 2009-Ohio-255.]

*Appeal dismissed as improvidently accepted.*

(No. 2007-2269 — Submitted November 19, 2008 — Decided January 28, 2009.)

APPEAL from the Court of Appeals for Hamilton County, No. C-060782,  
174 Ohio App.3d 570, 2007-Ohio-5741.

---

{¶ 1} The cause is dismissed, sua sponte, as having been improvidently accepted.

MOYER, C.J., and PFEIFER, LUNDBERG STRATTON, O’CONNOR,  
O’DONNELL, LANZINGER, and CUPP, JJ., concur.

---

Hardin, Lazarus, Lewis & Marks, L.L.C., Stephen S. Lazarus, and  
Kimberly A. Rutowski, for appellant.

Richard Cordray, Attorney General, Benjamin C. Mizer, Solicitor General,  
and Anne Light Hoke, Assistant Attorney General, for appellee State Employment  
Relations Board.

John P. Curp, City Solicitor, and Richard Ganulin, Assistant City  
Solicitor, for appellee city of Cincinnati.

Paul L. Cox, Chief Counsel, Fraternal Order of Police of Ohio, Inc.,  
urging reversal for amicus curiae Fraternal Order of Police of Ohio, Inc.

Schottenstein, Zox & Dunn Co., L.P.A., Stephen L. Byron, Stephen J.  
Smith, and Asim Z. Haque; and John Gotherman, urging affirmance for amicus  
curiae The Ohio Municipal League.

SUPREME COURT OF OHIO

Frost Brown Todd, L.L.C., Donald L. Crain, and Thomas B. Allen, urging  
affirmance for amicus curiae Ohio Public Employer Labor Relations Association.

---