

**CRAWLEY-KINLEY ET AL., APPELLEES, v. PRICE, APPELLANT.**

[Cite as *Crawley-Kinley v. Price (2002)*, 94 Ohio St.3d 1212.]

*Appeal dismissed as improvidently allowed.*

(No. 01-285 — Submitted December 11, 2001 — Decided January 30, 2002.)

APPEAL from the Court of Appeals for Hamilton County, No. C-000110.

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The cause is dismissed, *sua sponte*, as having been improvidently allowed.

DOUGLAS, RESNICK, F.E. SWEENEY and LUNDBERG STRATTON, JJ., concur.

MOYER, C.J., and COOK, J., dissent.

PFEIFER, J., dissents.

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**PFEIFER, J., dissenting.** I dissent and would reverse the judgment of the court of appeals.

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**COOK, J., dissenting.** I respectfully dissent. I would adjudicate this cause on the merits and affirm the judgment of the court of appeals.

MOYER, C.J., concurs in the foregoing dissenting opinion.

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*Michael K. Allen*, Hamilton County Prosecuting Attorney, and *Diane E. Books*, Assistant Prosecuting Attorney, for appellees.

*Victor Dwayne Sims*, for appellant.

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