## **NOTICE**

This slip opinion is subject to formal revision before it is published in an advance sheet of the Ohio Official Reports. Readers are requested to promptly notify the Reporter of Decisions, Supreme Court of Ohio, 65 South Front Street, Columbus, Ohio 43215, of any typographical or other formal errors in the opinion, in order that corrections may be made before the opinion is published.

## SLIP OPINION No. 2011-OHIO-5451

ARTISAN MECHANICAL, INC., APPELLANT, v. BEISER, APPELLEE.

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Artisan Mechanical*, *Inc. v. Beiser*,

Slip Opinion No. 2011-Ohio-5451.]

Certification of conflict dismissed as improvidently certified.

(No. 2011-0052—Submitted October 4, 2011—Decided October 27, 2011.)

APPEAL from the Court of Appeals for Butler County, No. CA2010-02-039, 2010-Ohio-5427.

 $\{\P\ 1\}$  The certification of conflict is dismissed, sua sponte, as having been improvidently certified.

O'CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, O'DONNELL, LANZINGER, CUPP, and McGee Brown, JJ., concur.

Taft Stettinius & Hollister, L.L.P., and Timothy G. Pepper, for appellant.

The Drew Law Firm Co., L.P.A., Anthony G. Covatta, and Joel M. Frederic, for appellee.