

HILLYER ET AL., APPELLANTS, v. GREAT AMERICAN INSURANCE COMPANY,

APPELLEE.

[Cite as *Hillyer v. Great Am. Ins. Co.* (1998), ___ Ohio St.3d ____.]

Motor vehicles — Insurance — Applicability of Ross v. Farmers Ins. Group of Cos. to claim for damages against tortfeasor's automobile liability insurance policy to be briefed.

(No. 97-2200 — Submitted June 24, 1998 — Decided July 22, 1998.)

APPEAL from the Court of Appeals for Lake County, No. 96-L-148.

Friedman, Domiano & Smith Co., L.P.A., and Jeffrey H. Friedman, for appellants.

Ulmer & Berne LLP, Murray K. Lenson and Jeffrey R. Sadlowski, for appellee.

The parties are ordered to consider and brief the issue whether the underlying premise of *Ross v. Farmers Ins. Group of Cos.* (1998), 82 Ohio St.3d 281, ___ N.E.2d ___, that the statutory law in effect at the time of entering into a contract of automobile liability insurance controls the rights and duties of the contracting parties, is applicable to a claim for damages against the tortfeasor's automobile liability insurance policy.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER, COOK and LUNDBERG STRATTON, JJ., concur.