

THE STATE EX REL. CAMARGO, APPELLANT, v. INDUSTRIAL COMMISSION OF OHIO ET
AL., APPELLEES.

[Cite as *State ex rel. Camargo v. Indus. Comm.* (1999), ___ Ohio St.3d ____.]

*Workers' compensation — Court of appeals' judgment reversed and State ex rel.
Gay relief ordered.*

(No. 98-847 — Submitted November 10, 1998 — Decided January 20, 1999.)

Appeal from the Court of Appeals for Franklin County, No. 97APD02-186.

Gallon & Takacs Co., L.P.A., and Thomas J. Schaffer, for appellant.

*Betty D. Montgomery, Attorney General, and Reeve W. Kelsey, Assistant
Attorney General, for appellee Industrial Commission.*

*Vorys, Sater, Seymour & Pease L.L.P., Elizabeth T. Smith and William W.
Patmon III, for appellee Mercy Hospital of Toledo.*

The judgment of the court of appeals is reversed. The cause is returned to
the Industrial Commission for relief consistent with *State ex rel. Gay v. Mihm*
(1994), 68 Ohio St.3d 315, 626 N.E.2d 666.

DOUGLAS, RESNICK, F.E. SWEENEY and PFEIFER, concur.

MOYER, C.J., COOK and LUNDBERG STRATTON, JJ., dissent.

LUNDBERG STRATTON, J., dissenting. I dissent and would affirm the
judgment of the court of appeals.

MOYER, C.J., and COOK, J., concur in the foregoing dissenting opinion.