ROEDER, APPELLEE, v. GRANGE MUTUAL CASUALTY COMPANY, APPELLANT. [Cite as Roeder v. Grange Mut. Cas. Co., 98 Ohio St.3d 389, 2003-Ohio-1487.]

Motion to dismiss denied — Court of appeals' judgment reversed and remanded on authority of Hillyer v. State Farm Fire & Cas. Co.

(Nos. 2002-0587 and 2002-0818 — Submitted February 25, 2003 — Decided April 9, 2003.)

CERTIFIED by and APPEAL from the Court of Appeals for Franklin County, No. 01AP-811.

 $\{\P 1\}$ Appellee's motion to dismiss the appeal is denied.

 $\{\P2\}$ The judgment of the court of appeals is reversed, and the cause is remanded to that court on the authority of *Hillyer v. State Farm Fire & Cas. Co.*, 97 Ohio St.3d 411, 2002-Ohio-6662, 780 N.E.2d 262.

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

Stanley B. Dritz and Melissa R. Lipchak, for appellee.

Gallagher, Gams, Pryor, Tallan & Littrell, L.L.P., James R. Gallagher and Crystal R. Richie, for appellant.