

CITY OF NORWOOD, APPELLEE, v. BURTON ET AL., APPELLANTS.

[Cite as *Norwood v. Burton*, 110 Ohio St.3d 416, 2006-Ohio-4554.]

*Eminent domain — Court of appeals’ judgment reversed on the authority of
Norwood v. Horney.*

(No. 2005-2314 — Submitted August 31, 2006 — Decided September 6, 2006.)

APPEAL from the Court of Appeals for Hamilton County,
Nos. C-050065 and C-050070.

{¶ 1} The judgment of the court of appeals is reversed on the authority of
Norwood v. Horney, 110 Ohio St.3d 353, 2006-Ohio-3799, 853 N.E.2d 1115.

MOYER, C.J., PFEIFER, LUNDBERG STRATTON, O’CONNOR, O’DONNELL
and LANZINGER, JJ., concur.

RESNICK, J., not participating.

Manley Burke, L.P.A., Timothy M. Burke, Gary E. Powell, and Daniel J.
McCarthy; and Rick G. Gibson, City of Norwood Law Director, and Theodore E.
Kiser, Assistant Law Director, for appellee city of Norwood.

Wood & Lamping, L.L.P., and Robert P. Malloy; and Institute for Justice,
Dana Berliner, Scott G. Bullock, William H. Mellor, Robert W. Gall, and David
Roland, for appellants.

Dinsmore & Shohl, L.L.P., Mark A. Vander Laan, Lawrence R. Elleman,
Bryan E. Pacheco, and Richard B. Tranter, for appellee Rookwood Partners, Ltd.