

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Smith v. Inland Paperboard & Packaging, Inc.*, Slip Opinion No. 2010-Ohio-3133.]

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**SLIP OPINION NO. 2010-OHIO-3133**

**SMITH, APPELLANT, ET AL., v. INLAND PAPERBOARD & PACKAGING, INC.,  
ET AL., APPELLEES.**

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may be cited as *Smith v. Inland Paperboard & Packaging, Inc.*,  
Slip Opinion No. 2010-Ohio-3133.]**

*Certified question answered in the affirmative and judgment of the court of  
appeals affirmed on the authority of Kaminski v. Metal & Wire Prods. Co.  
and Stetter v. R.J. Corman Derailment Servs., L.L.C.*

(Nos. 2009-1471 and 2009-1546 — Submitted March 31, 2010 — Decided  
July 8, 2010.)

CERTIFIED by and APPEAL from the Court of Appeals for Portage County,  
No. 2008-P-0072, 2009-Ohio-3148.

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{¶ 1} The certified question is answered in the affirmative and the judgment of the court of appeals is affirmed on the authority of *Kaminski v. Metal & Wire Prods. Co.*, 125 Ohio St.3d 250, 2010-Ohio-1027, 927 N.E.2d 1066, and

SUPREME COURT OF OHIO

*Stetter v. R.J. Corman Derailment Servs., L.L.C.*, 125 Ohio St.3d 280, 2010-Ohio-1029, 927 N.E.2d 1092.

{¶ 2} Appellant’s motion for full briefing and argument or, in the alternative, for remand is denied.

LUNDBERG STRATTON, O’CONNOR, O’DONNELL, LANZINGER, and CUPP, JJ., concur.

PFEIFER, J., dissents for the reasons stated in his dissenting opinions in *Kaminski v. Metal & Wire Prods. Co.* and *R.J. Corman Derailment Servs.*

BROWN, C.J., not participating.

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Paul W. Flowers Co., L.P.A., and Paul W. Flowers; and Webster, Dubyak & Weyls Co., L.P.A., and John R. Liber II, for appellant.

Kastner, Westman & Wilkins, L.L.C., Keith L. Pryatel, and Thomas Evan Green, for appellees.

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