

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State ex rel. Ferguson v. Natl. Mach.*, Slip Opinion No. 2011-Ohio-528.]

NOTICE

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SLIP OPINION NO. 2011-OHIO-528

**THE STATE EX REL. FERGUSON, APPELLANT, v. NATIONAL MACHINERY
ET AL., APPELLEES.**

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Slip Opinion No. 2011-Ohio-528.]**

Workers' compensation — Court of appeals' judgment affirmed.

(No. 2009-2359 — Submitted January 18, 2011 — Decided February 9, 2011.)

APPEAL from the Court of Appeals for Franklin County,
No. 08AP-902, 2009-Ohio-6193.

{¶ 1} The judgment of the court of appeals is affirmed consistent with the opinion of the court of appeals.

O'CONNOR, C.J., and PFEIFER, LUNDBERG STRATTON, O'DONNELL, CUPP,
and MCGEE BROWN, JJ., concur.

LANZINGER, J., not participating.

SUPREME COURT OF OHIO

Gallon, Takacs, Boissoneault & Schaffer Co., L.P.A., and Theodore A. Bowman, for appellant.

R. Michael DeWine, Attorney General, and John R. Smart, Assistant Attorney General, for appellee Industrial Commission of Ohio.
