

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Fleenor v. Karr*, Slip Opinion No. 2012-Ohio-1578.]

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SLIP OPINION NO. 2012-OHIO-1578

FLEENOR, APPELLEE, v. KARR, APPELLANT.

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Certified question answered in the negative and court of appeals' judgment reversed and cause remanded for application of Havel v. Villa St. Joseph.

(Nos. 2012-0020—Submitted April 4, 2012—Decided April 11, 2012.)

CERTIFIED by the Court of Appeals for Pike County, No. 10CA814,
2011-Ohio-5706.

{¶ 1} The certified question is answered in the negative. The judgment of the court of appeals is reversed and the cause is remanded for application of *Havel v. Villa St. Joseph*, ___ Ohio St.3d ___, 2012-Ohio-552, ___ N.E.2d ___.

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

Rodeheffer and Miller, Ltd., and Stephen C. Rodeheffer, for appellant.
