

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Carney v. Shockley*, Slip Opinion No. 2016-Ohio-5824.]

NOTICE

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**SLIP OPINION NO. 2016-OHIO-5824**

**CARNEY ET AL., APPELLANTS, v. SHOCKLEY ET AL., APPELLEES.**

**[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *Carney v. Shockley*, Slip Opinion No. 2016-Ohio-5824.]**

*Court of appeals' judgment affirmed on the authority of Corban v. Chesapeake Exploration, L.L.C., and Walker v. Shondrick-Nau.*

(No. 2015-0235—Submitted August 31, 2016—Decided September 15, 2016.)

APPEAL from the Court of Appeals for Jefferson County,

No. 14 JE 8, 2014-Ohio-5829.

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{¶ 1} The judgment of the court of appeals is affirmed on the authority of *Corban v. Chesapeake Exploration, L.L.C.*, \_\_\_ Ohio St.3d \_\_\_, 2016-Ohio-5796, \_\_\_ N.E.3d \_\_\_, and *Walker v. Shondrick-Nau*, \_\_\_ Ohio St.3d \_\_\_, 2016-Ohio-5793, \_\_\_ N.E.3d \_\_\_.

O'CONNOR, C.J., and O'DONNELL, LANZINGER, KENNEDY, and FRENCH, JJ., concur.

PFEIFER and O'NEILL, JJ., dissent.

SUPREME COURT OF OHIO

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Critchfield, Critchfield & Johnston, Ltd., Steven J. Shrock, and Clinton Bailey, for appellant Todd H. Carney.

Michael DeWine, Attorney General, Eric E. Murphy, State Solicitor, Samuel C. Peterson, Deputy Solicitor, and Jennifer A. Barrett, Gerald E. Dailey, and Gene D. Park, Assistant Attorneys General, for appellant state of Ohio.

Hanna, Rasnick, Evanchan, Palmisano & Hobson, L.L.C., and Steven R. Hobson II, for appellees.

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