

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State ex rel. Tolle v. Spherion of Mid-Ohio, Inc.*, Slip Opinion No. 2017-Ohio-2923.]

NOTICE

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SLIP OPINION NO. 2017-OHIO-2923

**THE STATE EX REL. TOLLE, APPELLEE, v. SPHERION OF MID-OHIO, INC.,
ET AL., APPELLANTS.**

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State ex rel. Tolle v. Spherion of Mid-Ohio, Inc.*, Slip Opinion No. 2017-Ohio-2923.]

Court of appeals' judgment affirmed on the authority of State ex rel. Cordell v. Pallet Cos., Inc.

(No. 2015-1717—Submitted April 4, 2017—Decided May 23, 2017.)

APPEAL from the Court of Appeals for Franklin County,

No. 14AP-717, 2015-Ohio-3593.

{¶ 1} The judgment of the court of appeals is affirmed on the authority of *State ex rel. Cordell v. Pallet Cos., Inc.*, ___ Ohio St.3d ___, 2016-Ohio-8446, ___ N.E.3d ___.

O'CONNOR, C.J., and FRENCH, O'NEILL, FISCHER, and DEWINE, JJ., concur.

SUPREME COURT OF OHIO

O'DONNELL and KENNEDY, JJ., dissent and would schedule oral argument and issue a ruling on the merits following oral argument.

Badnell & Dick Co., L.P.A., and Kelly L. Badnell, for appellee.

Lee M. Smith & Associates Co., L.P.A., and Elizabeth P. Weeden, for appellant Spherion of Mid-Ohio, Inc.

Michael DeWine, Attorney General, and Kevin J. Reis, Assistant Attorney General, for appellant Industrial Commission.
