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LAKE COUNTY COURT

IN THE COURT OF COMMON PLEAS  
LAKE COUNTY, OHIO

Ruth N. Burnheimer, etc.,

Plaintiff,

v.

Uniroyal Chemical Company,  
Inc., et al.,

Defendants.

) Case No. 93 CV 001758

) Judge Martin O. Parks

) MOTION FOR SUMMARY  
JUDGMENT ON BEHALF OF  
DEFENDANT UNIROYAL  
CHEMICAL COMPANY, INC.

) Robert A. Bunda (0019775)

) Anne Y. Koester (0040609)

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One SeaGate, Suite 650

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) Trial Counsel for Defendant  
Uniroyal Chemical Company, Inc.

)

URL 22948

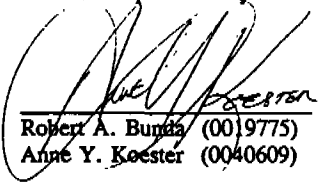
Defendant Uniroyal Chemical Company, Inc. ["Uniroyal"] moves this Court, pursuant to Rule 56(B) of the Ohio Rules of Civil Procedure, for entry of an order granting it summary judgment. Upon the pleadings, the deposition testimony taken in plaintiff's originally filed action, other discovery responses, the entire record, and the law as stated in the brief in support of this motion, reasonable minds can come to but one conclusion, and

that conclusion is adverse to plaintiff. There is no basis upon which to impose liability upon defendant Uniroyal because plaintiff cannot present evidence which would enable a reasonable jury to render a verdict in plaintiff's favor on the causes of action plaintiff has alleged against this defendant; and therefore, Uniroyal is entitled to judgment as a matter of law.

A brief in support of this motion has been filed contemporaneously herewith.

Of Counsel for Defendant  
Uniroyal Chemical Company, Inc.:

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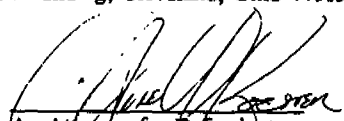
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Attorney for Defendant  
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CERTIFICATE OF SERVICE

This is to certify that a copy of the Motion for Summary Judgment on Behalf of Defendant Uniroyal Chemical Company, Inc. was mailed this 27<sup>th</sup> day of June, 1994, to Peter J. Brodhead, Esq., attorney for plaintiff, at his office located at Spangenberg, Shibley, Traci, Lancione & Liber, 2400 National City Bank Building, Cleveland, Ohio 44114, and Victoria L. Vance, Esq., attorney for defendants, Borden, Inc. and Monochem, Inc., at her office located at Arter & Hadden, 1100 Huntington Building, Cleveland, Ohio 44115-1475.

  
An Attorney for Defendant  
Uniroyal Chemical Company, Inc.

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