

ANTHONY, APPELLANT, v. COLUMBUS BOARD OF EDUCATION ET AL., APPELLEES.

[Cite as *Anthony v. Columbus Bd. of Edn.* (1995), ____ Ohio St.3d ____.]

Schools — Tort liability — Statutes of limitations — R.C. 2744.04(A) is unconstitutional as applied to minors.

(No. 95-1391 and 95-1607 — Submitted September 12, 1995 — Decided October 18, 1995.)

APPEAL from and CERTIFIED BY the Court of Appeals for Franklin County,
No. 94APE10-1577.

Tyack, Blackmore & Liston Co., L.P.A., and Thomas M. Tyack, for
appellant.

Crabbe, Brown, Jones, Potts & Schmidt and Michael R. Henry, for appellee
Columbus Board of Education.

The discretionary appeal in case No. 95-1391 is allowed.

Case No. 95-1391 is consolidated with case No. 95-1607.

In case No. 95-1607, the Court of Appeals for Franklin County, finding its
decision to be in conflict with the decision of the Court of Appeals for Henry

County in *Young v. Napoleon Bd. of Edn.* (1994), 93 Ohio App.3d 28, 637 N.E.2d 393, certified the record of the case to this court for review and final determination. The certified conflict is accepted by this court.

The judgment of the court of appeals is reversed on the authority of *Adamsky v. Buckeye Local School Dist.* (1995), 73 Ohio St.3d 360, 653 N.E.2d 212, and the cause is remanded to the trial court for further proceedings.

MOYER, C.J., DOUGLAS, RESNICK, F.E. SWEENEY, PFEIFER and COOK, JJ.,
concur.

WRIGHT, J., dissents.