

## OHIO TURNPIKE COMMISSION

Resolution No. 26 1957 Ratifying the Compromise of  
Litigation Between Ohio Turnpike Commission and  
Olympic Commissary Company

WHEREAS by Resolution No. 16-1957, adopted by the Commission June 20, 1957, the Commission cancelled the contract between the Commission and Olympic Commissary Company under the provisions of Section 31 of said contract;

WHEREAS the Olympic Commissary Company thereupon brought suit against the Commission in the Court of Common Pleas of Cuyahoga County, being cause No. 698074 on the docket of that Court and entitled Olympic Commissary Company vs. Ohio Turnpike Commission, in which suit Olympic Commissary Company sought an injunction against the cancellation of said contract becoming effective and against the Commission taking any action to interfere with or impede the operation by Olympic Commissary Company of six restaurants on the Ohio Turnpike, and said cause is set for hearing upon motion for temporary injunction July 15, 1957, and said suit prays also for damages against the Commission in the sum of \$2,250,000 for claimed loss of profits in Ohio and elsewhere and inability to assign its contractual rights because of action of the Commission;

WHEREAS counsel for the Commission previously informed the Commission that said action and all other disputes and differences between the Commission and Olympic Commissary Company could be settled and compromised, but only upon the condition that as a part of said compromise the Commission acquire the equipment of Olympic Commissary Company used by it in the operation and maintenance of restaurants on the Ohio Turnpike, acquire said Olympic Commissary Company's trade inventory, and assume certain short-term commitments of said Olympic Commissary Company with respect to the operation of the restaurants, all substantially upon the terms set out in the attached contract of settlement marked Exhibit 1 and made a part hereof;

WHEREAS the Commission finds that the acquisition of the property and the assumption of the commitments aforesaid are necessary to effect said compromise;

WHEREAS counsel for the Commission, pursuant to authority previously given him, on behalf of the Commission compromised and settled its litigation and other disputes and differences with Olympic Commissary Company upon the terms of settlement as set out in Exhibit 1, subject to ratification by the Commission;

NOW, THEREFORE, BE IT

RESOLVED that the act of John Lansdale, Jr., counsel for the Commission, in effecting a compromise of the litigation now pending between the Commission and Olympic Commissary Company and settling all other disputes and differences between the Commission and said Olympic Commissary Company substantially upon the terms and conditions set out in the contract of settlement attached hereto marked Exhibit 1 hereby is ratified and confirmed.

Copies hereof distributed 7/23/57 to:

Executive Director  
Deputy Executive Director  
Comptroller  
Director of Information and Research  
Chief Engineer  
Squire, Sanders & Dempsey (2)