

SECOND DEFENSE

10. Lend Lease's counterclaim fails to state a claim upon which relief can be granted.

THIRD DEFENSE

11. Lend Lease's counterclaim is beyond the statute of limitations.

FOURTH DEFENSE

12. Lend Lease's counterclaim is barred by the statute of fraud.

FIFTH DEFENSE

13. The damages alleged in Lend Lease's counterclaim were not caused by the Defendant.

WHEREFORE, Defendant having fully answered Lend Lease's counterclaim, respectfully requests that this Court dismiss the counterclaim in its entirety at Lend Lease's costs.

Respectfully submitted,

MICHAEL DEWINE
Ohio Attorney General



William C. Becker (0013476)
Craig D. Barclay (0023041)
Jerry Kasai (0019905)
Assistant Attorneys General
150 E. Gay Street, 18th Floor
Columbus, Ohio 43215-3130
Ph: (614) 466-7447/Fax: (614) 466-9185
William.becker@ohioattorneygeneral.gov
Craig.barclay@ohioattorneygeneral.gov
Jerry.kasai@ohioattorneygeneral.gov
Counsel for Defendant
Ohio School Facilities Commission

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Defendant's Answer to Lend Lease's Counterclaim was sent by regular U.S. mail, postage prepaid, this 30th day of March, 2015 to:

Michael Madigan
Donald Gregory
Kegler Brown Hill Ritter
65 East State Street, Suite 1800
Columbus, Ohio 43215
*Counsel for Plaintiff
Transamerica Building Co., Inc.*

Craig B. Paynter
James D. Abrams
Celia M. Kilgard
Taft, Stettinius & Hollister, LLP
65 East State Street, Suite 1000
Columbus, Ohio 43215
*Counsel for Third-Party Defendant
Lend Lease (US) Construction, Inc.*

David M. Rickert
Dunlevey, Mahan & Furry
110 North Main Street, Suite 1000
Dayton, Ohio 45402
*Counsel for Third-Party Defendant
Steed Hammond Paul, Inc., d/b/a SHP
Leading Design*

George H. Carr
Janik, L.L.P.
9200 South Hills Blvd., Suite 300
Cleveland, Ohio 44147-3521
*Counsel for Third-Party Defendant
G. Stephens, Inc.*



WILLIAM C. BECKER
Principal Assistant Attorney General