

[Cite as *Stafford v. Ohio Reformatory for Women*, 2002-Ohio-4610.]

IN THE COURT OF CLAIMS OF OHIO

MARY SANDERS STAFFORD, #49254 :
2675 East 30th St. #E :
Cleveland, Ohio 44115 : Case No. 2002-02949-AD

Plaintiff : MEMORANDUM DECISION

v. :

OHIO REFORMATORY FOR WOMEN :

Defendant :

: : : : : : : : : : : : : : :

For Defendant: Deborah Timmerman-Cooper, Warden
Ohio Reformatory for Women
1479 Collins Avenue
Marysville, Ohio 43040
: : : : : : : : : : : : : :

{¶1} THE COURT FINDS THAT:

{¶2} 1) On March 8, 2002, plaintiff, Mary Sanders Stafford, filed a complaint against defendant, Ohio Reformatory for Women, alleging her craft objects were damaged while under defendant's control. Plaintiff seeks damages in the amount of \$90.00 for property loss. Plaintiff submitted the filing fee with her complaint;

{¶3} 2) On May 6, 2002, defendant filed an investigation report admitting liability and acknowledging plaintiff suffered damages in the amount of \$90.00.

{¶4} THE COURT CONCLUDES THAT:

{¶5} 1) I find, by a preponderance of the evidence, negligence by defendant has been shown. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD; *Stewart v. Ohio National*

Guard (1979), 78-0342-AD;

{¶6} 2) Plaintiff has suffered damages in the amount of \$90.00, plus the \$25.00 filing fee, which may be reimbursed as compensable damages pursuant to the holding in *Bailey v. Ohio Department of Rehabilitation and Correction* (1990), 62 Ohio Misc. 2d 19.

{¶7} Having considered all the evidence in the claim file and adopting the memorandum decision concurrently herewith;

{¶8} IT IS ORDERED THAT:

{¶9} 1) Plaintiff's claim is GRANTED and judgment is rendered in favor of the plaintiff;

{¶10} 2) Defendant (Ohio Reformatory for Women) pay plaintiff (Mary Sanders Stafford) \$115.00 and such interest as is allowed by law;

{¶11} 3) Court costs are assessed against defendant.

DANIEL R. BORCHERT
Deputy Clerk

RDK/laa
5/29
Filed 6/7/02
Jr. Vol. 707, Pg. 165
Sent to S.C. reporter 9/4/02