

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: CASEYA C. BROWN	:	Case No. V2002-51842
TANYA L. BROWN	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
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{¶1} This appeal came to be heard before this panel of three commissioners on February 6, 2003 at 10:25 A.M. upon the applicant's November 18, 2002 appeal from the October 28, 2002 Final Decision of the Attorney General.

{¶2} The Attorney General denied the applicant's claim pursuant to R.C. 2743.60(C) contending that the applicant failed to fully cooperate with law enforcement officials in the investigation of the criminally injurious conduct. However on reconsideration, the Attorney General denied the applicant's claim contending that she failed to prove the victim incurred work loss. The applicant appealed the Attorney General's Final Decision.

{¶3} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and stated, as indicated in the Attorney General's December 13, 2002 Brief, that she recommends an award of \$166.53 be granted to the applicant on behalf of the victim for unreimbursed work loss. After a brief discussion of the claim, the panel chairman concluded the hearing.

{¶4} From review of the file and with full and careful consideration given to all the information presented at the hearing, this panel makes the following determination. We find that the victim incurred work loss. Therefore, the October 28, 2002 decision of the Attorney General shall be reversed to grant the applicant an award in the amount of \$166.53.

{¶5} IT IS THEREFORE ORDERED THAT

{¶6} 1) The October 28, 2002 decision of the Attorney General is REVERSED to render judgment in favor of the applicant in the amount of \$166.53;

{¶7} 2) This claim is referred to the Attorney General pursuant to R.C. 2743.191 for payment of the award;

{¶8} 3) This order is entered without prejudice to the applicant's right to file a supplemental compensation application pursuant to R.C. 2743.68;

{¶9} 4) Costs are assumed by the court of claims victims of crime fund.

CLARK B. WEAVER, SR.
Commissioner

DALE A. THOMPSON
Commissioner

ASHER W. SWEENEY
Commissioner