

[Cite as *Sanders v. Ohio Bur. of Unemp.*, 2003-Ohio-2276.]

IN THE COURT OF CLAIMS OF OHIO

EUGENE J. SANDERS :
Plaintiff :
v. : CASE NO. 98-01183-AD
OHIO BUREAU OF UNEMPLOYMENT : ORDER
Defendant :

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{¶1} THE COURT FINDS THAT:

{¶2} 1) On June 12, 1998, this court issued a memorandum decision and order of administrative determination (Jr. Vol. 562, Pgs. 135-136). The court found defendant's negligence caused personal injury to plaintiff. Plaintiff was ordered by this court to submit documentary evidence to this court concerning the damages he allegedly sustained. Failure to comply with this order would result in nominal damages being awarded to plaintiff.

{¶3} 2) A review of the file reveals the only information concerning plaintiff's injury is an emergency room entry dated the day of the incident and progress notes from Meridia Huron Hospital dated April 1, 1997. The notes indicate he suffered headaches and his diagnosis was post concussion syndrome. Plaintiff has provided no other medical information or bills associated with his injury.

{¶4} THE COURT CONCLUDES THAT:

{¶5} 1) As trier of fact, this court has the power to award reasonable damages based on evidence presented. *Sims v. Southern Ohio Correctional Facility* (1988), 61 Ohio Misc. 2d 239, 577 N.E. 2d 160.

{¶6} 2) Plaintiff is awarded damages in the amount of \$200.00, 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} IT IS ORDERED THAT:

{¶8} 1) Judgment is rendered in favor of plaintiff;

{¶9} 2) Defendant (Ohio Bureau of Unemployment) pay plaintiff (Eugene J. Sanders) \$225.00 and such interest as is allowed by law;

{¶10} 3) Court costs shall be assessed against defendant.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

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Plaintiff, Pro se

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For Defendant

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