

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: MICHAEL J. JOHNSON, JR.	:	Case No. V2003-40038
MICHAEL J. JOHNSON, JR.	:	<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 April 3, 2003 at 10:25 A.M. upon the applicant's January 8, 2003 appeal from the December 16, 2002 Final Decision of the Attorney General.

{¶2} Originally, the Attorney General granted the applicant an award of reparations in the amount of \$539.27 for unreimbursed allowable expense and work loss. On reconsideration, the Attorney General denied the applicant's claim contending that he was eligible for the Ohio Hospital Care Assurance Program (HCAP).

{¶3} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and stated that she spoke to the *pro se* applicant regarding his appeal. The Assistant Attorney General indicated that the applicant had not filed a HCAP application to date, but plans to do so in the near future. The Assistant Attorney General stated that she informed the applicant that he may file a supplemental compensation application, if he is denied HCAP benefits.

{¶4} From review of the file and with full consideration given to all the information presented at the hearing, we find the December 16, 2002 decision of the Attorney General shall be affirmed. Should the applicant incur any additional economic loss that would be an appropriate basis for filing a supplemental compensation application.

{¶5} IT IS THEREFORE ORDERED THAT

{¶6} 1) The December 16, 2002 decision of the Attorney General is AFFIRMED;

{¶7} 2) This claim is DENIED and judgment is entered for the state of Ohio;

{¶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