

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: DIANE M. ADAMS	:	Case No. V2003-40071
DIANE M. ADAMS	:	<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 17, 2003 at 10:50 A.M. upon the applicant's January 15, 2003 appeal from the January 23, 2003 Final Decision of the Attorney General.

{¶2} The Attorney General denied the applicant's claim pursuant to former R.C. 2743.56(C) contending that the applicant failed to file a reparations application within two years of the criminally injurious conduct. The applicant alleges the criminally injurious conduct occurred on April 14, 1990 however, she did not file a reparations application until August 5, 2002. The Attorney General also denied the claim because the applicant failed to prove she qualified as a victim of criminally injurious conduct under the motor vehicle exception. 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 she rests on her Brief and documents contained in the file. The panel chairman concluded the hearing.

{¶4} From review of the file and with full consideration given to all the information presented at the hearing, we find that the January 23, 2003 decision of the Attorney General shall be affirmed.

{¶5} IT IS THEREFORE ORDERED THAT

- {¶6} 1) The January 23, 2003 decision of the Attorney General is AFFIRMED;
- {¶7} 2) This claim is DENIED and judgment is entered for the state of Ohio;
- {¶8} 3) Costs are assumed by the court of claims victims of crime fund.

JAMES H. HEWITT III
Commissioner

LEO P. MORLEY
Commissioner

KARL H. SCHNEIDER
Commissioner