

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: ABDIJABAR A. ABDI	:	Case No. V2003-40178
ABDIJABAR A. ABDI	:	<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 May 21, 2003 at 11:15 A.M. upon the applicant's March 3, 2003 appeal from the February 6, 2003 Final Decision of the Attorney General.

{¶2} The Attorney General granted the applicant an award in the amount of \$774.00 for unreimbursed allowable expense. However, the Attorney General denied reimbursement for the Grant Medical Center bill contending that the applicant qualified for the Ohio Health Care Assurance Program (HCAP). On reconsideration, the Attorney General determined that no modification of the previous decision was warranted since the applicant's January 13, 2003 request for reconsideration failed to identify any disputes or any new information. The applicant appealed the Attorney General's Final Decision.

{¶3} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and briefly summarized the case. The Assistant Attorney General also advised the panel that the applicant recently filed a HCAP application and

that the application was pending as of April 14, 2003. The Attorney General asserted that the applicant 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, this panel finds the February 6, 2003 decision of the Attorney General shall be affirmed.

{¶5} IT IS THEREFORE ORDERED THAT

{¶6} 1) The February 6, 2003 decision of the Attorney General is AFFIRMED;

{¶7} 2) This claim is DENIED and judgment is rendered 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.

JAMES H. HEWITT III
Commissioner

LEO P. MORLEY
Commissioner

KARL H. SCHNEIDER
Commissioner