

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: CHRISTY L. BOWSHIER	:	Case No. V2003-40232
MELISSA BOWSHIER	:	<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 June 18, 2003 at 10:40 A.M. upon the applicant's March 17, 2003 appeal from the February 24, 2003 Final Decision of the Attorney General.

{¶2} On supplemental, the Attorney General granted the applicant an allowable expense award in the amount of \$446.67. However, the Attorney General denied reimbursement for certain items pursuant to R.C. 2743.60(D) contending that the applicant had insurance coverage with Medical Mutual of Ohio. On reconsideration, the Attorney General granted the applicant an additional allowable expense award in the amount of \$148.12. The applicant appealed the Attorney General's Final Decision asserting that she is owed additional counseling reimbursement.

{¶3} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented brief comments for this panel's consideration. The Assistant Attorney General stated that the *pro se* applicant recently informed

her that she did not have any additional bills to submit for reimbursement. With respect to the March 17, 2003 supplemental compensation application, the Assistant Attorney General reported that she believes that the application was withdrawn. However, the Assistant Attorney General stated that she would file a clarification memorandum addressing the status of the March 17, 2003 supplemental compensation application. On June 19, 2003, the Assistant Attorney General filed a clarification memorandum indicating that the applicant filed a supplemental compensation application, however the application was incomplete and thus the supplemental compensation application could not be processed.

{¶4} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find the February 24, 2003 decision of the Attorney General shall be affirmed. Should the applicant obtain the necessary documentation evidencing her claim for additional reimbursement that would be an appropriate basis for filing a supplemental compensation application.

{¶5} IT IS THEREFORE ORDERED THAT

{¶6} 1) The February 24, 2003 decision of the Attorney General is AFFIRMED;

{¶7} 2) This claim is remanded to the Attorney General for payment of the \$148.12 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.

JAMES H. HEWITT III
Commissioner

LEO P. MORLEY
Commissioner

KARL H. SCHNEIDER
Commissioner

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