

[Cite as *In re Colvin*, 2003-Ohio-7329.]

**IN THE COURT OF CLAIMS OF OHIO**  
**VICTIMS OF CRIME DIVISION**

IN RE: ZELDA DANIELS-COLVIN	:	Case No. V2001-30353
ZELDA DANIELS-COLVIN	:	<u>ORDER OF A THREE-</u> <u>COMMISSIONER PANEL</u>
Applicant	:	
(1992-30793)	:	
	: : : : :	

On July 29, 2002, the applicant filed a supplemental compensation application seeking additional economic loss with respect to an October 2, 1991 assault and robbery. On November 22, 2002, the Attorney General issued a Finding of Fact and Decision denying the applicant's claim contending that she failed to prove, by a preponderance of the evidence, that she incurred work loss. On December 13, 2002, the applicant filed a request for reconsideration. On January 31, 2003, the Attorney General issued a Final Decision denying the claim once again. On August 8, 2003, the applicant filed an appeal of the Attorney General's Final Decision asserting that she is entitled to work loss since she is disabled and must attend therapy sessions as a result of the criminally injurious conduct. Despite the delayed appeal, this panel determined in the interest of justice that this appeal should be heard. Hence, this matter came to be heard before this panel of three commissioners on November 6, 2003 at 10:40 A.M.

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 this applicant's appeal concerns future expenses, which are expected to be resolved via the applicant's October 28, 2003 supplemental compensation application.

From review of the file and with all the information presented at the hearing, this panel finds the January 31, 2003 decision of the Attorney General shall be affirmed.

IT IS THEREFORE ORDERED THAT

- "1) The January 31, 2003 decision of the Attorney General is AFFIRMED;
- "2) This claim is DENIED and judgment is entered for the state of Ohio;
- "3) This order is entered without prejudice to the applicant's right to file a supplemental compensation application pursuant to R.C. 2743.68;
- "4) Costs are assumed by the court of claims victims of crime fund.

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DALE A. THOMPSON  
Commissioner

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CLARK B. WEAVER, SR.  
Commissioner

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KARL H. SCHNEIDER  
Commissioner