

IN THE COURT OF CLAIMS OF OHIO

CHARLES COLEMAN :
Plaintiff :
v. : CASE NO. 2003-10805-AD
CLEVELAND STATE UNIVERSITY : MEMORANDUM DECISION
Defendant :

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{¶1} THE COURT FINDS THAT:

{¶2} 1) On October 22, 2003, plaintiff, Charles Coleman, filed a complaint against defendant, Cleveland State University, alleging his van was damaged due to negligence on the part of defendant. Plaintiff seeks damages in the amount of \$1,056.78. Plaintiff submitted the filing fee with his complaint;

{¶3} 2) On December 19, 2003, defendant filed an investigation report admitting liability.

{¶4} THE COURT CONCLUDES THAT:

{¶5} 1) I find, by a preponderance of the evidence, negligence by defendant has been shown. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD; *Stewart v. Ohio National Guard* (1979), 78-0342-AD;

{¶6} 2) Plaintiff has suffered damages in the amount of \$1,056.78, plus the \$25.00 filing fee, which may be reimbursed as compensable damages pursuant to the holding in *Bailey v. Ohio Department of Rehabilitation and Correction* (1990), 62 Ohio Misc. 2d 19.

{¶7} Having considered all the evidence in the claim file and, for the reasons set

forth in the memorandum decision filed concurrently herewith, judgment is rendered in favor of plaintiff in the amount of \$1,081.78, which includes the filing fee. Court costs are assessed against defendant. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

Charles Coleman
27651 Mills Unit 1
Euclid, Ohio 44132

Plaintiff, Pro se

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For Defendant

RDK/laa
4/28
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