

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

IN RE: STEFANIE A. BROOKOVER	:	Case No. V2002-50668
JIMMY R. BROOKOVER	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
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{¶1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to a January 2000 sexual abuse incident against his daughter Stefanie Brookover. On March 29, 2002, the Attorney General denied the applicant’s claim pursuant to R.C. 2743.52(A) contending that the applicant failed to prove he incurred economic loss as a result of the criminally injurious conduct. On September 4, 2002, a panel of commissioners affirmed the Attorney General’s March 29, 2002 decision. On March 11, 2003, Judge Bettis set aside the panel’s decision to allow testimony and evidence regarding the applicant’s claim. On September 19, 2003, a panel of commissioners reversed the Attorney General’s March 29, 2002 decision, granted the applicant an award in the amount of \$726.75 in unreimbursed wage loss, ordered the Attorney General to file a supplemental memorandum calculating any additional economic loss and continued the matter. On November 14, 2003, the Attorney General filed a supplemental memorandum indicating that the applicant failed to submit additional proof that he

incurred additional economic loss. Hence, this matter came to be reheard before this panel of three commissioners on February 12, 2004 at 10:50 A.M.

{¶2} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented a brief summary of the case. The Assistant Attorney General stated that the applicant has failed to submit proof of additional economic loss. The Assistant Attorney General asserted that the applicant may file a supplemental compensation application in the event he incurs additional economic loss.

{¶3} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find that the September 19, 2003 decision of the panel of commissioners shall be affirmed.

{¶4} IT IS THEREFORE ORDERED THAT:

{¶5} 1) The September 19, 2003 decision of the panel of commissioners (Jr. Vol. 2251, Pgs. 39-40) is AFFIRMED;

{¶6} 2) This order is entered without prejudice to the applicant's right to file a supplemental compensation application, within five years of this order, pursuant to R.C. 2743.68;

{¶7} 3) Costs are assumed by the court of claims victims of crime fund.

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CLARK B. WEAVER, SR.  
Commissioner

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JAMES H. HEWITT III  
Commissioner

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THOMAS H. BAINBRIDGE  
Commissioner

ID #20-dld-tad-021904

A copy of the foregoing was personally served upon the Attorney General and sent by regular mail to Washington County Prosecuting Attorney and to:

Filed 4-1-2004  
Jr. Vol. 2253, Pgs. 53-55  
To S.C. Reporter 6-21-2004