

[Cite as *In re Collins*, 2004-Ohio-6170.]

**IN THE COURT OF CLAIMS OF OHIO**

**VICTIMS OF CRIME DIVISION**

IN RE: SILVIA A. COLLINS	:	Case No. V2004-60482
SILVIA A. COLLINS	:	<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 in relation to a September 10, 2003 assault incident. On February 17, 2004, the Attorney General denied the applicant's claim pursuant to R.C. 2743.52(A) contending that the applicant failed to prove she incurred economic loss. On February 27, 2004, the applicant filed a request for reconsideration. On April 28, 2004, the Attorney General granted the applicant an award of reparations in the amount of \$24.76 for unreimbursed work loss for one day. However, the award was not paid to the applicant since the sum is less than \$50.00. On May 6, 2004, the applicant filed a notice of appeal to the Attorney General's April 28, 2004 Final Decision asserting that she incurred an additional day of work loss to attend a mediation hearing concerning the criminal trial. On August 3, 2004, the Attorney General filed a Supplemental Memorandum recommending the applicant be granted a total award in the amount of \$51.99 for two days of unreimbursed work loss. Hence, this matter came to be heard before this panel of three commissioners on August 4, 2004 at 10:25 A.M.

{¶ 2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and recommended that the applicant be granted

a total work loss award in the amount of \$51.99, as stated in her August 3, 2004 Supplemental Memorandum.

{¶ 3} From review of the file and with full consideration given to all the information presented at the hearing, this panel makes the following determination. We find that the applicant incurred \$51.99 for two days of unreimbursed work loss. Therefore, the April 28, 2004 decision of the Attorney General shall be modified to award \$51.99 to the applicant for unreimbursed work loss.

{¶ 4} IT IS THEREFORE ORDERED THAT

{¶ 5} “1) The April 28, 2004 decision of the Attorney General is MODIFIED to render judgment in favor of the applicant in the amount of \$51.99;

{¶ 6} “2) This claim is referred to the Attorney General pursuant to R.C. 2743.191 for payment of the award;

{¶ 7} “3) 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;

{¶ 8} “4) Costs are assumed by the court of claims victims of crime fund.

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THOMAS H. BAINBRIDGE  
Commissioner

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CLARK B. WEAVER, SR.  
Commissioner

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KARL H. SCHNEIDER  
Commissioner

ID #\1-dld-tad-080504

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

Filed 10-1-2004  
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To S.C. Reporter 11-19-2004