

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

IN RE: CHARLENE M. GLASS	:	Case No. V2004-61047
CHARLENE M. GLASS	:	<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 an alleged May 15, 2004 rape and police brutality incident. On September 1, 2004, the Attorney General denied the applicant's claim pursuant to R.C. 2743.60(E) asserting that the applicant was convicted of domestic violence on June 15, 1999. On September 17, 2004, the applicant filed a request for reconsideration. On October 13, 2004, the Attorney General denied the applicant's claim once again. Hence, this matter came to be heard before this panel of three commissioners on January 12, 2005 at 11:15 A.M.

{¶2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented brief comments for the panel's consideration. The Assistant Attorney General stated that she rests on the documents contained in the case file and introduced evidence pertaining to the applicant's domestic violence conviction.

{¶3} From review of the file and with full and careful consideration given to all the information presented at the hearing, this panel makes the following determination. We find that the applicant has failed to prove, by a preponderance of the evidence, that she qualifies as a victim of criminally injurious conduct. Therefore, the October 13, 2004 Final Decision of the Attorney General shall be affirmed and this claim shall be denied pursuant to R.C. 2743.52(A).

{¶4} IT IS THEREFORE ORDERED THAT

{¶5} “1) The October 13, 2004 decision of the Attorney General is AFFIRMED pursuant to R.C. 2743.52(A);

{¶6} “2) This claim is DENIED and judgment is rendered in favor of the state of Ohio;

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

CLARK B. WEAVER, SR.
Commissioner

THOMAS H. BAINBRIDGE
Commissioner

JAMES H. HEWITT III
Commissioner

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

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ORDER

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