[Cite as *Brostek v. N. Coast Behavioral Healthcare,* 2005-Ohio-5418.]

IN THE COURT OF CLAIMS OF OHIO

JESSICA L. BROSTEK	:	
Plaintiff	:	
v.	:	CASE NO. 2005-08743-AD
NORTH COAST BEHAVIORAL HEALTHCARE	:	MEMORANDUM DECISION
	:	
Defendant		

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FINDINGS OF FACT

{¶ 1} On June 25, 2005, plaintiff, Jessica L. Brostek, sustained property damage to her automobile while the vehicle was parked on a lot owned and operated by defendant, North Coast Behavioral Healthcare.

{¶ 2} Plaintiff filed this complaint seeking to recover $250.00, her insurance coverage deductible for automotive repair, plus $25.00 for filing fee reimbursement.

{¶ 3} Defendant filed an investigation report agreeing to pay plaintiff all damages requested. Plaintiff filed a response.

CONCLUSIONS OF LAW

{¶ 4} Defendant was charged with a duty to exercise reasonable care for the protection of plaintiff's property. In regard to the facts of this claim negligence on the part of defendant has been shown. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD; *Stewart v. Ohio National Guard* (1979), 78-0342-AD.

{¶ 5} Plaintiff has suffered damages in the amount of $250.00, 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.

IN THE COURT OF CLAIMS OF OHIO

JESSICA L. BROSTEK	:	
Plaintiff	:	
v.	:	CASE NO. 2005-08743-AD
NORTH COAST BEHAVIORAL HEALTHCARE	:	ENTRY OF ADMINISTRATIVE DETERMINATION
Defendant	:	

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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 $275.00, 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:

Jessica L. Brostek
6492 Forest Park Drive
North Ridgeville, Ohio 44039

Plaintiff, Pro se

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For Defendant

RDK/laa
9/8
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