

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

www.cco.state.oh.us

IN RE: CHARLENE M. GLASS	:	Case No. V2005-80339
CHARLENE M. GLASS	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
	: : : : :	

{¶ 1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to various alleged incidents of illegal conduct on December 15, 2004. On March 4, 2005, the Attorney General denied the applicant's claim pursuant to R.C. 2743.60(E) contending that the applicant had been convicted of domestic violence on June 15, 1999. On March 16, 2005, the applicant filed a request for reconsideration. On April 19, 2005, the Attorney General denied the claim once again. On April 30, 2005, the applicant filed a notice of appeal to the Attorney General's Final Decision. Hence, this matter came to be heard before this panel of three commissioners on July 27, 2005 at 12:05 P.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 indicated that she relies upon the documents contained within the claim file, which evidences the applicant's June 15, 1999 domestic violence conviction, and therefore maintains the Final Decision should be affirmed.

[Cite as *In re Glass*, 2005-Ohio-5670.]

{¶ 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 April 19, 2005 Final Decision of the Attorney General shall be affirmed and this claim shall be denied pursuant to R.C. 2743.52(A).

IT IS THEREFORE ORDERED THAT

- 1) The April 19, 2005 decision of the Attorney General is AFFIRMED pursuant to R.C. 2743.52(A);
- 2) This claim is DENIED and judgment is rendered in favor of the state of Ohio;
- 3) Costs are assumed by the court of claims victims of crime fund.

JAMES H. HEWITT III
Commissioner

LLOYD PIERRE-LOUIS
Commissioner

RANDI OSTRY LE HOTY
Commissioner

ID #\1-dld-tad-072705

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

Filed 9-15-2005

Jr. Vol. 2258, Pgs. 72-73

To S.C. Reporter 10-25-2005

