

[Cite as *In re Duffy*, 2006-Ohio-2164.]

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

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IN RE: MONA S. DUFFY	:	Case No. V2005-80525
MONA S. DUFFY	:	<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 July 31, 2004, burglary incident. On March 11, 2005, the Attorney General denied the applicant's claim pursuant to R.C. 2743.52(A) contending she failed to prove she incurred economic loss. On March 18, 2005, the applicant filed a request for reconsideration. On July 5, 2005, the Attorney General granted the applicant an award of reparations in the amount of \$750.00 for crime scene clean-up. On July 13, 2005, the applicant filed a notice of appeal contending that her original contractor could not be located. On October 14, 2005, a panel of commissioners continued the matter, ordered the Attorney General to file a supplemental memorandum, and ordered the applicant to file a response to the Attorney General's supplemental memorandum. On December 20, 2005, the Attorney General filed a Supplemental Memorandum indicating the applicant executed a new agreement for crime scene cleanup services with a different service provider. Hence, this matter came before this panel of three commissioners on January 11, 2006 at 11:00 A.M.

{¶ 2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented evidence that a remedial

treatment and care agreement had been entered into by the applicant and Jacob Ellzey dba Destiny House in the amount of \$750.00 for crime scene cleanup.

{¶ 3} From review of the file and with full and careful consideration given to all information presented at the hearing, we find the July 5, 2005 decision of the Attorney General shall be affirmed.

IT IS THEREFORE ORDERED THAT

- 1) The July 5, 2005 decision of the Attorney General is AFFIRMED and judgment is rendered in favor of the applicant in the amount of \$750.00;
- 2) This claim is remanded to the Attorney General for payment of the award;
- 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;
- 4) Costs are assumed by the court of claims victims of crime fund.

THOMAS H. BAINBRIDGE
Commissioner

TIM MC CORMACK
Commissioner

LLOYD PIERRE-LOUIS
Commissioner

ID #\8-drb-tad-011706

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

Case No. V2005-80525

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ORDER

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To S.C. Reporter 4-14-2006