

[Cite as *Ferrara v. Ohio Dept. of Rehab. & Corr.*, 2006-Ohio-360.]

IN THE COURT OF CLAIMS OF OHIO

JAMES FERRARA :
Plaintiff :
v. : CASE NO. 2005-08824-AD
DEPARTMENT OF REHABILITATION : MEMORANDUM DECISION
AND CORRECTION :
Defendant :
: :

FINDINGS OF FACT

{¶ 1} 1) On July 2, 2003, plaintiff, James Ferrara, an inmate incarcerated at defendant’s Mansfield Correctional Institution (“ManCI”), was transferred to a security control unit. Plaintiff’s personal property was secured in the ManCI property vault incident to this transfer.

{¶ 2} 2) On July 11, 2003, plaintiff was summoned to the ManCI property vault to retrieve his stored property items. Plaintiff related that when he regained possession of his property he discovered twenty-one packs of cigarettes, two packs of cigars, ten books, and a three-way plug had been “ransacked, missing, or destroyed.” Plaintiff never recovered the cigarettes, cigars, books, and plug which had been stored in the ManCI property vault.

{¶ 3} 3) On August 2, 2005, plaintiff filed this complaint seeking to recover the replacement cost of the cigarettes, cigars, plug, and books. The filing fee was paid.

CONCLUSIONS OF LAW

{¶ 4} 1) R.C. 2743.16(A) states:

{¶ 5} (A) Subject to division (B) of this section, civil actions against the state permitted by sections 2743.01 to 2743.20 of the

Entry cc:

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Filed 1/18/06
Sent to S.C. reporter 1/27/06