

[Cite as *In re Speelman*, 2006-Ohio-6322.]

**IN THE COURT OF CLAIMS OF OHIO**

**VICTIMS OF CRIME DIVISION**

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IN RE: ARCHIE J. SPEELMAN	:	Case No. V2006-20224
ARCHIE J. SPEELMAN	:	<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 as a result of an October 14, 2005 robbery incident. On January 17, 2006, the Attorney General granted the applicant an award of reparations in the amount of \$17.69 for work loss incurred on October 15, 2005. However, the sum was not paid since the amount did not exceed \$50.00 as required pursuant to R.C. 2743.191(B). On January 23, 2006, the applicant filed a request for reconsideration contending that he sustained additional work loss. On March 16, 2006, the Attorney General granted the applicant an award of reparations in the amount of \$26.91 for work loss incurred on October 15, 2005. However, that sum also was not paid since the amount did not exceed \$50.00 as required pursuant to R.C. 2743.191(B). On March 23, 2006, the applicant filed a notice of appeal to the Attorney General's March 16, 2006 Final Decision. Hence, this matter was heard by this panel of three commissioners on September 7, 2006 at 11:05 A.M.

{¶ 2} Applicant's counsel and an Assistant Attorney General attended the hearing and presented brief comments and an exhibit for the panel's consideration. Counsel

stated that the only issue on appeal concerns whether the applicant sustained work loss for one day or two days. Counsel introduced Exhibit #1, which is a document from the Delaware Cab Company indicating that the applicant sustained two days of work loss as a result of the criminally injurious conduct. The Assistant Attorney General stated that she would like the opportunity to verify whether the applicant actually incurred two days of work loss after the criminally injurious conduct.

{¶ 3} From review of the file and with full and careful consideration given to the information presented at the hearing, this panel makes the following determination. We find that the applicant reasonably incurred total work loss in the amount of \$53.82 due to missing two days of work as a result of the criminally injurious conduct. Therefore, the March 16, 2006 decision of the Attorney General shall be modified to grant the applicant an award of reparations in the amount of \$53.82 for unreimbursed work loss.

IT IS THEREFORE ORDERED THAT

- 1) The March 16, 2006 decision of the Attorney General is MODIFIED to render judgment in favor of the applicant in the amount of \$53.82;
- 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.

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THOMAS H. BAINBRIDGE  
Commissioner

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LLOYD PIERRE-LOUIS  
Commissioner

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TIM MC CORMACK  
Commissioner

ID #\8-dld-tad-091206

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

Filed 10-26-2006  
Jr. Vol. 2262, Pgs. 49-51  
To S.C. Reporter 11-29-2006

