

[Cite as *In re Pitts*, 2006-Ohio-7124.]

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

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IN RE: CYNTHIA L. PITTS

□ □

Case No. V2006-20488

CYNTHIA L. PITTS

□ □

Commissioners:

Applicant

■ ■

Thomas H. Bainbridge, Presiding

Tim McCormack

Lloyd Pierre-Louis

□ □

ORDER OF A THREE-

□ □

COMMISSIONER PANEL

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{¶1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to a November 14, 2005 assault incident. On March 17, 2006, the Attorney General denied the claim pursuant to R.C. 2743.60(E) and R.C. 2743.60(F). The Attorney General stated that the applicant had engaged in felonious conduct and substantial contributory misconduct since she was assaulted while in the area to participate in an illegal drug transaction. On April 12, 2006, the applicant filed a request for reconsideration. On May 24, 2006, the Attorney General denied the claim once again. On June 5, 2006, the applicant filed a notice of appeal to the Attorney General's May 24, 2006 Final Decision. Hence, this matter came to be heard before this panel of three commissioners on November 2, 2006 at 11:15 A.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 reiterated his position for denying the claim pursuant to R.C. 2743.60(E) and R.C. 2743.60(F) in light of the applicant's admission of illegal drug involvement to the police. After a brief discussion of the claim, the panel chairman concluded the hearing.

{¶3} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find the May 24, 2006 decision of the Attorney General shall be affirmed.

IT IS THEREFORE ORDERED THAT

- 1) The May 24, 2006 decision of the Attorney General is AFFIRMED;

- 2) This claim is DENIED and judgment is rendered for the state of Ohio;

- 3) Costs are assumed by the court of claims victims of crime fund.

THOMAS H. BAINBRIDGE
Presiding Commissioner

TIM MC CORMACK
Commissioner

LLOYD PIERRE-LOUIS
Commissioner

ID #\4-dld-tad-110806

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

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ORDER