



Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

CHARLOTTE PANKRATZ

Plaintiff

v.

HIGHWAY PATROL

Defendant

Case No. 2007-06802-AD

Deputy Clerk Daniel R. Borchert

MEMORANDUM DECISION

FINDINGS OF FACT

{¶1} 1) Plaintiff, Charlotte Pankratz, filed a complaint against defendant, Ohio State Highway Patrol ("OSHP"), alleging the negligent acts of OSHP personnel caused damage to her automobile tire. Plaintiff seeks damages in the amount of \$120.00, representing the total cost of replacement parts. Plaintiff also requested filing fee reimbursement. The filing fee was paid.

{¶2} 2) Defendant filed an investigation report admitting liability for plaintiff's loss and acknowledging the damage amount claimed.

CONCLUSIONS OF LAW

{¶3} 1) Sufficient proof of liability on the part of defendant has been established. *Lockhart v. State Highway Patrol-Ohio*, 2005-07356-AD, 2005-Ohio-5396; *Moro v. Ohio State Highway Patrol*, 2002-04429-AD, 2002-Ohio-4635; *Vastine v. State Highway Patrol*, 2002-10305-AD, 2003-Ohio-1681.

{¶4} 2) Plaintiff has suffered damages in the amount of \$120.00, plus the \$25.00 filing fee which may be recovered as costs pursuant to R.C. 2335.19. See *Bailey v. Ohio Department of Rehabilitation and Correction* (1990), 62 Ohio Misc. 2d 19, 587 N.E. 2d 990.

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ENTRY OF ADMINISTRATIVE
DETERMINATION

Having considered all the evidence in the claim file and, for the reasons set forth in the memorandum decision filed concurrently herewith, judgment is rendered in favor of plaintiff in the amount of \$145.00, which includes the filing fee. Court costs are assessed against defendant.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

Charlotte Pankratz
561 West Shore Blvd.
Sheffield Lake, Ohio 44054

Colonel Richard H. Collins
Ohio State Highway Patrol
P.O. Box 182074
Columbus, Ohio 43218-2074

RDK/laa
10/31
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