

# 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

SHAYNE W. RICHARDS

Plaintiff

v.

CORRECTIONAL RECEPTION  
CENTER

Defendant

Case No. 2007-06900-AD

Deputy Clerk Daniel R. Borchert

## MEMORANDUM DECISION

### FINDINGS OF FACT

{¶1} 1) Plaintiff, Shayne W. Richards, an inmate formerly incarcerated at defendant, Correctional Reception Center (“CRC”), asserted his Bible was lost while under the control of CRC staff at sometime in April 2007. Plaintiff filed this complaint seeking to recover \$2,500.00 for the loss of his Bible and emotional distress attendant to that loss. The filing fee was paid.

{¶2} 2) Defendant filed an investigation report admitting liability for plaintiff’s property loss, but contending plaintiff’s damage recovery should be limited to \$59.99, the replacement cost of a new mail-order Bible.

{¶3} 3) Plaintiff filed a response expressing his willingness to accept \$59.99 in damages for his property loss. Plaintiff also requested the \$25.00 filing fee cost be awarded as well.

### CONCLUSIONS OF LAW

{¶4} 1) Negligence on the part of defendant has been established. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD.

{¶5} 2) Plaintiff suffered damages in the amount of \$59.99, plus the \$25.00 filing fee which may be awarded as compensable costs pursuant to R.C. 2335.19. See *Bailey v. Ohio Department of Rehabilitation and Correction* (1990), 62 Ohio Misc. 2d 19,

Case No. 2007-06900-AD	- 2 -	MEMORANDUM DECISION
------------------------	-------	---------------------

587 N.E. 2d 990.



Case No. 2007-06900-AD

- 2 -

MEMORANDUM DECISION

## 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](http://www.cco.state.oh.us)

SHAYNE W. RICHARDS

Plaintiff

v.

CORRECTION RECEPTION CENTER

Defendant

Case No. 2007-06900-AD

Deputy Clerk Daniel R. Borchert

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 \$84.99, which includes the filing fee. Court costs are assessed against defendant.

DANIEL R. BORCHERT  
Deputy Clerk

Entry cc:

Shayne W. Richards, #547-359  
P.O. Box 4501  
Lima, Ohio 45802

Gregory C. Trout, Chief Counsel  
Department of Rehabilitation  
and Correction

1050 Freeway Drive North  
Columbus, Ohio 43229

RDK/laa  
12/20  
Filed 12/28/07  
Sent to S.C. reporter 2/5/08