

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

VINCENT O'NEIL

Plaintiff

v.

TOLEDO CORRECTIONAL
INSTITUTION

Defendant

Case No. 2007-09631-AD

Clerk Miles C. Durfey

MEMORANDUM DECISION

FINDINGS OF FACT

{¶1} 1) Plaintiff, Vincent O'Neil, an inmate incarcerated at defendant, Toledo Correctional Institution (ToCI), asserts that his shoes were lost while under the control of ToCI staff on or about July 27, 2007. Plaintiff filed this complaint seeking to recover \$63.76, the replacement value of his shoes. The filing fee was waived.

{¶2} 2) Defendant filed an investigation report admitting liability and acknowledging that plaintiff suffered damages in the amount of \$63.76.

{¶3} 3) Plaintiff filed a response.

CONCLUSIONS OF LAW

{¶4} 1) Negligence on the part of defendant has been shown in respect to all property claimed. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD. Defendant is liable to plaintiff in the amount of \$63.76 for property loss.

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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 \$63.76. Court costs are assessed against defendant.

MILES C. DURFEY
Clerk

Entry cc:

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