

IN THE COURT OF CLAIMS OF OHIO

IN RE: DEVAUN LAYTON

DEVAUN LAYTON

Applicant

Case No. 2023-00003VI

Magistrate Holly True Shaver

MAGISTRATE DECISION

{¶1} On January 3, 2023, Devaun Layton (“applicant”) filed a notice of appeal of the final decision of the Attorney General which had denied his claim for failure to fully cooperate with law enforcement pursuant to R.C. 2743.60(C) with regard to an incident which occurred on May 25, 2019. On August 10, 2023, a hearing was held before this magistrate in the above captioned case. During the hearing, applicant and his mother Martha Layton testified regarding the May 25, 2019 event and aftermath, including additional criminal incidents that occurred as a result of the original May 25, 2019 incident. After this testimony, the Assistant Attorney General recognized that the initial investigation was incomplete and requested that the case be remanded in order to complete a full investigation to include the newly disclosed facts. Based on the testimony presented at the hearing and the request of the Attorney General, the magistrate recommends that this claim be REMANDED to the Attorney General for further investigation.

{¶2} *A party may file written objections to the magistrate’s decision within 14 days of the filing of the decision, whether or not the court has adopted the decision during that 14-day period as permitted by Civ.R. 53(D)(4)(e)(i). If any party timely files objections, any other party may also file objections not later than ten days after the first objections are filed. A party shall not assign as error on appeal the court’s adoption of any factual finding or legal conclusion, whether or not specifically designated as finding of fact or conclusion of law under Civ.R. 53(D)(3)(a)(ii), unless the party timely and*

specifically objects to that factual finding or legal conclusion within 14 days of the filing of the decision, as required by Civ.R. 53(D)(3)(b).

HOLLY TRUE SHAVER
Magistrate

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

Filed 08/10/2023
Sent to S.C. Reporter 9/20/23