

[Cite as *Good v. Ohio Dept. of Rehab. & Corr.*, 2005-Ohio-3213.]

IN THE COURT OF CLAIMS OF OHIO

HOWARD E. GOOD	:	
Plaintiff	:	
v.	:	CASE NO. 2005-01366-AD
OHIO DEPT. OF CORRECTIONS AND REHAB.	:	<u>MEMORANDUM DECISION</u>
Defendant	:	

: : : : : : : : : : : : : : : :

THE COURT FINDS THAT:

{¶ 1} 1) On January 13, 2005, plaintiff, Howard E. Good, filed a complaint against defendant, Department of Rehabilitation and Correction, alleging defendant lost his personal property. Plaintiff seeks damages in the amount of \$595.00 for property loss, plus \$25.00 for filing fee reimbursement. Plaintiff submitted the filing fee with the complaint;

{¶ 2} 2) On April 28, 2005, defendant filed an investigation report admitting liability and acknowledging plaintiff suffered damages in the amount of \$595.00 for property loss, plus \$25.00 for filing fee reimbursement;

{¶ 3} 3) On May 13, 2005, plaintiff filed a response to defendant's investigation report agreeing with defendant.

THE COURT CONCLUDES THAT:

{¶ 4} 1) I find, by a preponderance of the evidence, negligence by defendant has been shown. *Baisden v. Southern Ohio Correctional Facility* (1977), 76-0617-AD; *Stewart v. Ohio National Guard* (1979), 78-0342-AD;

Department of Rehabilitation
and Correction
1050 Freeway Drive North
Columbus, Ohio 43223

RDK/laa
5/18
Filed 6/1/05
Sent to S.C. reporter 6/24/05