

[Cite as *In re Lambert*, 2005-Ohio-5671.]

**IN THE COURT OF CLAIMS OF OHIO**

**VICTIMS OF CRIME DIVISION**

www.cco.state.oh.us

IN RE: AARON J. LAMBERT	:	Case No. V2005-80355
AARON J. LAMBERT	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
	: : : : :	

{¶ 1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to a July 22, 2004 assault incident. On December 14, 2004, the Attorney General denied the applicant's claim pursuant to R.C. 2743.60(A) since the applicant failed to file a police report. On January 10, 2005, the applicant filed a request for reconsideration. On March 21, 2005, the Attorney General granted the applicant an award in the amount of \$693.30. On April 29, 2005, the applicant filed a notice of appeal to the Attorney General's March 21, 2005 Final Decision. On July 28, 2005, the Attorney General filed a Supplemental Brief indicating the applicant should be granted an award in the amount of \$665.23. Hence, this matter came to be heard before this panel of three commissioners on July 28, 2005 at 10:40 A.M.

{¶ 2} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented brief comments for the panel's consideration. The Assistant Attorney General indicated that the applicant, as noted in the July 28, 2005 Supplemental Brief, should be granted an award in the amount of \$665.23. After entertaining questions from the bench concerning the applicant's economic loss, the Assistant

Attorney General indicated that she would file a Supplemental Memorandum clarifying any discrepancies. The panel chairman concluded the hearing. On August 8, 2005, the Attorney General filed a Supplemental Memorandum indicating that the applicant should only be awarded \$665.23 in economic loss.

{¶ 3} From review of the file, we find that the applicant incurred economic loss in the amount of \$665.23. Therefore, the March 21, 2005 decision of the Attorney General shall be modified to grant the applicant a total award in the amount of \$665.23.

IT IS THEREFORE ORDERED THAT

- 1) The March 21, 2005 decision of the Attorney General is MODIFIED to render judgment in favor of the applicant in the amount of \$665.23;
- 2) This claim is remanded to the Attorney General for payment of the award;
- 3) This order is entered without prejudice to the applicant's right to file a supplemental compensation application, within five years of this order, pursuant to R.C. 2743.68;

- 4) Costs are assumed by the court of claims victims of crime fund.

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JAMES H. HEWITT III  
Commissioner

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LLOYD PIERRE-LOUIS  
Commissioner

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RANDI OSTRY LE HOTY  
Commissioner

ID #\5-dld-tad-080905

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

Filed 9-15-2005  
Jr. Vol. 2258, Pgs. 74-76  
To S.C. Reporter 10-25-2005

