

# 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

BRIAN K. BISHOP

Plaintiff

v.

PICKAWAY CORR. INST.

Defendant

Case No. 2009-04459-AD

Deputy Clerk Daniel R. Borchert

## MEMORANDUM DECISION

### FINDINGS OF FACT

{¶ 1} 1) Plaintiff, Brian K. Bishop, an inmate formerly incarcerated at defendant, Pickaway Correctional Institution (“PCI”), asserts that his property was stolen or confiscated during a shakedown search by PCI staff on or about April 24, 2007. Plaintiff filed this complaint on April 27, 2009 seeking to recover \$135.57, the replacement value of his property. The filing fee was waived.

{¶ 2} 2) Defendant filed an investigation report admitting liability and acknowledging that plaintiff suffered damages in the amount of \$135.57.

{¶ 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 \$135.57 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 \$135.57. Court costs are assessed against defendant.

DANIEL R. BORCHERT  
Deputy Clerk

Entry cc:

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RDK/laa

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