

[Cite as *In re Jones*, 2003-Ohio-6130.]

**IN THE COURT OF CLAIMS OF OHIO**  
**VICTIMS OF CRIME DIVISION**

IN RE: JOHNNIE JONES	:	Case No. V2003-40470
JOHNNIE JONES	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
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{¶1} This appeal came to be heard before this panel of three commissioners on August 6, 2003 at 11:00 A.M. upon the applicant’s May 19, 2003 appeal from the December 9, 2002 Final Decision of the Attorney General. The interests of justice mandates a hearing in the matter, pursuant to R.C. 2743.61(D), despite delayed filing of the appeal.

{¶2} The applicant filed a reparations application on July 12, 2002 seeking reimbursement of expenses incurred with respect to a May 9, 1998 motor vehicle accident. The Attorney General denied the applicant’s claim pursuant to former R.C. 2743.56(C) because the applicant failed to file a reparations application within two years of the alleged criminally injurious conduct. The Attorney General also denied the claim because the applicant failed to prove that he qualified as a victim of criminally injurious conduct in accordance with the motor vehicle exception. The applicant appealed the Attorney General’s Final Decision.

{¶3} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and indicated that he rests on his Brief. The panel chairman concluded the hearing.

{¶4} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find the December 9, 2002 decision of the Attorney General shall be affirmed.

{¶5} IT IS THEREFORE ORDERED THAT

- {¶6} 1) The December 9, 2002 decision of the Attorney General is AFFIRMED;
- {¶7} 2) This claim is DENIED and judgment is entered for the state of Ohio;
- {¶8} 3) Costs are assumed by the court of claims victims of crime fund.

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CLARK B. WEAVER, SR.  
Commissioner

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DALE A. THOMPSON  
Commissioner

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ASHER W. SWEENEY  
Commissioner