

[Cite as *In re Parsons*, 2004-Ohio-4185.]

IN THE COURT OF CLAIMS OF OHIO
VICTIMS OF CRIME DIVISION

IN RE: DONALD L. PARSONS	:	Case No. V2004-60024
DONALD L. PARSONS	:	<u>ORDER OF A THREE-</u>
Applicant	:	<u>COMMISSIONER PANEL</u>
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{¶1} The applicant filed a reparations application seeking reimbursement of expenses incurred with respect to a June 11, 2003 automobile related incident. The applicant indicated he was intentionally struck with a motor vehicle driven by someone hired to harm him. On November 7, 2003, the Attorney General denied the applicant’s claim pursuant to R.C. 2743.52(A) contending that the applicant failed to prove he qualified as a victim of criminally injurious conduct under the motor vehicle exception. On November 12, 2003, the applicant filed a request for reconsideration. On January 7, 2004, the Attorney General denied the applicant’s claim once again. On January 9, 2004, the applicant filed a notice of appeal to the Attorney General’s Final Decision. Hence, this matter came to be heard before this panel of three commissioners on April 8, 2004 at 11:20 A.M.

{¶2} Neither the applicant nor anyone on his behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented a brief summary of the case. The Assistant Attorney General reiterated that the applicant’s claim must be denied since he has

failed to prove, by a preponderance of the evidence, that he qualifies as a victim of criminally injurious conduct under the motor vehicle exception.

{¶3} From review of the file and with full and careful consideration given to all the information presented at the hearing, we find that the January 7, 2004 decision of the Attorney General shall be affirmed.

{¶4} IT IS THEREFORE ORDERED THAT

{¶5} The January 7, 2004 decision of the Attorney General is AFFIRMED;

{¶6} This claim is DENIED and judgment is rendered for the state of Ohio;

{¶7} Costs are assumed by the court of claims victims of crime fund.

THOMAS H. BAINBRIDGE
Commissioner

CLARK B. WEAVER, SR.
Commissioner

STEVEN A. LARSON
Commissioner

ID #\1-dld-tad-041404

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

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To S.C. Reporter 8-10-2004

