

[Cite as *In re Starling*, 2004-Ohio-7337.]

IN THE COURT OF CLAIMS OF OHIO
VICTIMS OF CRIME DIVISION

IN RE: BETTY S. STARLING : Case No. V2004-60687
BETTY S. STARLING : ORDER OF A THREE-
Applicant : COMMISSIONER PANEL
_____ :
: : : : :

{¶ 1} The applicant filed a reparations application seeking reimbursement of expenses incurred in relation to an alleged May 24, 2002 assault incident. On June 9, 2004, the Attorney General denied the applicant's claim pursuant to R.C. 2743.52(A) and R.C. 2743.60(A). The Attorney General asserted that the applicant fails to qualify as a victim of criminally injurious conduct and that she failed to make a report to law enforcement officials concerning the incident. On June 17, 2004, the applicant filed a request for reconsideration. On July 1, 2004, the Attorney General denied the applicant's claim once again. On July 14, 2004, the applicant filed a notice of appeal. Hence, this matter came to be heard before this panel of three commissioners on October 7, 2004 at 10:40 A.M.

{¶ 2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented brief comments for this panel's consideration. The Assistant Attorney General summarized the case and reiterated her position regarding the denial of the claim.

{¶ 3} From review of the file and with full and careful consideration given to all the evidence presented at the hearing, we find that the July 1, 2004 decision of the Attorney General shall be affirmed.

{¶ 4} IT IS THEREFORE ORDERED THAT

- 1) The July 1, 2004 decision of the Attorney General is
AFFIRMED;
- 2) This claim is DENIED and judgment is entered for the
state of Ohio;
- 3) Costs are assumed by the court of claims victims of
crime fund.

THOMAS H. BAINBRIDGE
Commissioner

KARL H. SCHNEIDER
Commissioner

CLARK B. WEAVER, SR.
Commissioner

ID #\1-dld-tad-102804

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

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