

[Cite as *In re Stokes*, 2006-Ohio-4026.]

IN THE COURT OF CLAIMS OF OHIO

VICTIMS OF CRIME DIVISION

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IN RE: CRAIG A. STOKES : Case No. V2005-80673
PAULA WILHELM : ORDER OF A THREE-
CRAIG A. STOKES : COMMISSIONER PANEL
Applicants :
: : : : :

{¶ 1} The applicants filed a reparations application seeking reimbursement of expenses as a result of a September 15, 2004 assault incident. On May 16, 2005, the Attorney General granted the applicants an award in the amount of \$3,713.18 for unreimbursed allowable expense. On June 3, 2005, the applicants filed a request for reconsideration. On October 3, 2005, the Attorney General granted the applicants an additional award in the amount of \$337.92 for unreimbursed allowable expense. On October 18, 2005, the applicants filed a notice of appeal to the Attorney General's October 3, 2005 Final Decision. On April 28, 2006, the Attorney General filed a supplemental memorandum indicating that the applicants incurred an additional loss in the amount of \$2,189.00 for a total award amount of \$2,526.92. Hence, this matter was heard by this panel of three commissioners on May 18, 2006 at 11:10 A.M.

{¶ 2} Applicants' counsel and an Assistant Attorney General attended the hearing and presented brief comments for the panel's consideration. The Assistant Attorney General

reiterated her position, which was noted in the April 28, 2006 supplemental memorandum, that the applicants incurred additional economic loss in the amount of \$2,189.00. Applicants' counsel raised no objection to the Attorney General's recommendation. The panel chairman concluded the hearing.

{¶ 3} From review of the file and with full and careful consideration given to all the information presented at the hearing, this panel makes the following determination. We find that the applicants incurred additional economic loss in the amount of \$2,189.00. Therefore, the October 3, 2005 decision of the Attorney General shall be modified to grant the applicants an award in the amount of \$2,526.92 (\$337.92 + \$2,189.00) for unreimbursed economic loss.

IT IS THEREFORE ORDERED THAT

1) The October 3, 2005 decision of the Attorney General is MODIFIED to render judgment in favor of the applicants in the amount of \$2,526.92;

2) This claim is remanded to the Attorney General for payment of the award;

3) This order is entered without prejudice to the applicants' 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.

GREGORY P. BARWELL
Commissioner

JAMES H. HEWITT III
Commissioner

RANDI OSTRY LE HOTY
Commissioner

ID #\7-dld-tad-051806

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

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To S.C Reporter 8-3-2006

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ORDER