

[Cite as *In re Hatcher*, 2005-Ohio-5013.]

**IN THE COURT OF CLAIMS OF OHIO**

**VICTIMS OF CRIME DIVISION**

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IN RE: MONICA O. HATCHER	:	Case No. V2005-80151
MONICA O. HATCHER	:	<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 an April 21, 2004 domestic violence incident. On December 3, 2004, the Attorney General denied the claim pursuant to R.C. 2743.60(E) contending that the applicant was convicted of felony theft on June 7, 2004, which is during the pendency of the claim. On January 11, 2005, the applicant filed a request for reconsideration. On February 22, 2005, the Attorney General denied the claim once again. On March 21, 2005, the applicant filed a notice of appeal to the Attorney General's February 22, 2005 Final Decision. Hence, this matter came to be heard before this panel of three commissioners on June 22, 2005 at 10:25 A.M.

{¶ 2} Neither the applicant nor anyone on her behalf appeared at the hearing. An Assistant Attorney General attended the hearing and presented a brief statement for the panel's consideration. The Assistant Attorney General indicated that the applicant was convicted of a felony in November of 1999 and on June 7, 2004. The Assistant Attorney General stated that pursuant to R.C. 2743.60(E) the applicant is precluded from participating in the program, since the November 1999 conviction occurred within ten years of the criminally injurious conduct and the June 7, 2004 conviction occurred during the pendency of the claim.

{¶ 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 February 22, 2005 decision of the Attorney General shall be affirmed.

IT IS THEREFORE ORDERED THAT

- 1) The February 22, 2005 decision of the Attorney General is AFFIRMED;
- 2) This claim is DENIED and judgment is rendered for the state of Ohio;
- 3) Costs are assumed by the court of claims victims of crime fund.

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JAMES H. HEWITT III  
Commissioner

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GREGORY P. BARWELL  
Commissioner

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RANDI OSTRY LE HOTY  
Commissioner

ID #\5-dld-tad-062705

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

Filed 8-19-2005

Jr. Vol. 2257, 209-210

To S.C. Reporter 9-23-2005

