

{¶4} Plaintiff was removed from defendant's nursing program before she could register to take Nursing Agency III, the final course required in order for her to obtain her degree. Subsequent to her removal, plaintiff did not apply to another nursing school. Plaintiff testified that although she would like to go back to school to become a nurse, she did not think she would do well if she were readmitted because so much time has passed since her removal. Barbara Harrah, an assistant professor in defendant's nursing program, opined that plaintiff would most likely have to repeat the entire course load in order to become a registered nurse.

{¶5} Plaintiff's expert, John F. Burke, Jr., PhD, testified that plaintiff will lose a total of \$821,991 in wages and fringe benefits over her working life because she does not have nursing degree. However, Burke's opinion is largely speculative and therefore unpersuasive.

{¶6} The court finds that due to the speed in which information in the health care field becomes outdated and obsolete, plaintiff would have to repeat another entire course of study in order to receive her nursing degree.

{¶7} The court notes that plaintiff received \$12,446 in grants which resulted in refunds to her in the amount of \$11,230.08. The grants constitute a collateral source pursuant to R.C. 2743.02(D). However, the court finds that plaintiff's testimony was credible regarding the loans she obtained in the amount of \$14,531 that were used for educational expenses including, but not limited to, mileage, supplies, uniforms and other related expense. Therefore, plaintiff is awarded damages in the amount of \$14,531. Plaintiff's request for attorney's fees is DENIED.

{¶8} Judgment is hereby rendered in favor of plaintiff in the amount of \$14,556 which includes the filing fee paid by plaintiff.

Court costs are assessed against defendant. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

J. WARREN BETTIS
Judge

Entry cc:

Michael J. Callow
1301 E. 9th Street, Suite 500
Cleveland, Ohio 44114

Attorney for Plaintiff

Velda K. Hofacker-Carr
65 East State St., 16th Fl.
Columbus, Ohio 43215

Assistant Attorney General