

# Court of Claims of Ohio

The Ohio Judicial Center  
65 South Front Street, Third Floor  
Columbus, OH 43215  
614.387.9800 or 1.800.824.8263  
[www.cco.state.oh.us](http://www.cco.state.oh.us)

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CARL T. MOORE, et al.

Case No. 2007-04150-AD

Plaintiffs

Clerk Miles C. Durfey

v.

MEMORANDUM DECISION

OHIO VETERANS HOME

Defendant

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## FINDINGS OF FACT

{¶1} 1) On February 23, 2007, plaintiff, Carl T. Moore, a resident at defendant, Ohio Veterans Home, suffered property damage when his dentures were dropped on the residence floor by defendant's employee. Plaintiff, Peggy Moore, who has power of attorney for plaintiff, Carl T. Moore, filed this complaint against defendant seeking \$262.00 in damages for repair costs. The filing fee was paid.

{¶2} 2) On June 27, 2007 defendant filed an investigation report admitting responsibility for the loss claimed, plus filing fee reimbursement.

## CONCLUSIONS OF LAW

{¶3} 1) Sufficient proof of liability on the part of defendant has been shown. *Wertenberger v. Ohio Veterans Home Agency*, 2005-11027-AD, 2006-Ohio-191.

{¶4} 2) Plaintiffs have suffered damages in the amount of \$262.00, plus \$25.00 which constitutes costs pursuant to R.C. 2335.19. See *Bailey v. Ohio Department of Rehabilitation and Correction* (1990), 62 Ohio Misc. 2d 19, 587 N.E. 2d 990.

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ENTRY OF ADMINISTRATIVE  
DETERMINATION

Defendant

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Having considered all the evidence in the claim file and, for the reasons set forth in the memorandum decision filed concurrently herewith, judgment is rendered in favor of plaintiffs in the amount of \$287.00, which includes the filing fee. Court costs are assessed against defendant.

MILES C. DURFEY  
Clerk

Entry cc:

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Peggy Moore  
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RDK/laa  
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