

7. Defendant denies the allegations set forth in Paragraphs 7 of Plaintiff's Complaint.

8. Defendant admits the allegations set forth in Paragraph 8 of Plaintiff's Complaint.

9. Defendant admits the allegations set forth in Paragraph 9 of Plaintiff's Complaint.

10. Defendant denies the allegations set forth in Paragraph 10 of Plaintiff's Complaint.

11. Defendant admits the allegations set forth in Paragraph 11 of Plaintiff's Complaint.

12. Defendant denies the allegations set forth in Paragraph 12 of Plaintiff's Complaint.

13. Defendant denies the allegations set forth in Paragraph 13 of Plaintiff's Complaint.

14. Defendant denies the allegations set forth in Paragraph 14 of Plaintiff's Complaint.

15. Defendant denies the allegations set forth in Paragraph 15 of Plaintiff's Complaint for lack of sufficient information to justify a belief therein.

16. Defendant denies the allegations of Plaintiff 16 of Plaintiff's Complaint.

17. Defendant denies the allegations of Paragraph 17 of Plaintiff's Complaint.

18. Defendant denies the allegations of Paragraph 18 of Plaintiff's Complaint.

19. Defendant admits the allegations contained in Paragraph 19 of Plaintiff's Complaint.

20. Defendant denies the allegations contained in Paragraph 20 of Plaintiff's Complaint for lack of sufficient information to justify a belief therein.

21. Defendant denies the allegations contained in Paragraph 21 of Plaintiff's Complaint for lack of sufficient information to justify a belief therein.

22. Defendant denies the allegations contained in Paragraph 22 of Plaintiff's Complaint for lack of sufficient information to justify a belief therein.

23. Defendant denies the allegations contained in Paragraph 23 of Plaintiff's Complaint.

24. Defendant admits the allegations contained in Paragraph 24 of Plaintiff's Complaint.

25. Defendant denies the allegations contained in Paragraph 25 of Plaintiff's Complaint.

26. Defendant denies the allegations contained in Paragraph 26 of Plaintiff's Complaint.

27. Defendant denies the allegations contained in Paragraph 27 of Plaintiff's Complaint.

AFFIRMATIVE DEFENSES

28. Plaintiff failed to state a claim for which relief may be granted.

29. The action of a third person, for whom Defendant is not liable, is the sole and proximate cause of these injuries.

30. The negligence of a third person, for whom Defendant is not liable, is the proximate cause of injury and their negligence should be apportioned and offset against any alleged negligence of Defendant.

31. Defendants are immune.

32. Plaintiff assumed the risk of injury.

33. Plaintiff 's negligence was the sole and proximate cause of injuries sustained.

34. Plaintiff's claims are barred by waiver and estoppel.

35. WHEREFORE, having fully answered Plaintiff's Complaint, Defendant respectfully requests that this Court dismiss the Complaint in its entirety at Plaintiff's cost.

Respectfully submitted,

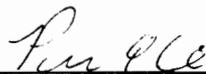
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COUNSEL FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Defendant's Answer was sent by regular U.S. Mail, postage prepaid, on this 10th day of April, 2013 to: John R. Sauter, Eufinger Law Offices, LLC, 214 South Court Street, Marysville, OH 43040, counsel for plaintiff.



PETER E. DeMARCO
Assistant Attorney General