

**ORIGINAL**

Ohio Bar No. 0055268  
Jay P. Cauhorn  
Attorney for Plaintiffs

**IN THE COURT OF CLAIMS OF OHIO**

**MARGENE W. HILL**  
3303 Vic Joy Drive  
Bethel, Ohio 45106,

and

**HARRY F. HILL**  
3303 Vic Joy Drive  
Bethel, Ohio 45106

**Plaintiffs**

-v-

**STATE OF OHIO,  
DEPARTMENT OF AGRICULTURE**  
8995 E. Main Street  
Reynoldsburg, Ohio 43068

**Defendant**

**2013-00536**

Case No. \_\_\_\_\_

**COMPLAINT**

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OF OHIO

Come now Plaintiffs, by and through counsel, and state the following for their  
Complaint:

1. On or about October 4, 2011, Kyle Hoppes, while operating a motor  
vehicle on the public highway of State Route 133 in Tate Township, Ohio, did  
negligently and negligently per se, operate the motor vehicle so as to strike the rear-end  
of a motor vehicle being lawfully operated by plaintiff Margene W. Hill.

2. At the above time and place, Mr. Hoppes negligently and negligently per  
se failed to keep a proper lookout, failed to properly apply his brakes, failed to keep an  
assured clear distance and failed to reasonably manage his vehicle so as to avoid injury to  
others on the roadway, including Plaintiff.

**ON COMPUTER**

3. At all times pertinent to the allegations herein, Kyle S. Hoppes was an employee of the defendant State of Ohio, Department of Agriculture acting within the course and scope of his employment and in furtherance of his official responsibilities for the Ohio Department of Agriculture. The motor vehicle he was operating was owned and issued to him by defendant.

4. As a direct and proximate result of Mr. Hoppes' above-stated conduct, his vehicle crashed violently into the vehicle driven by plaintiff, Margene Hill, thereby causing her to suffer injuries including but not limited to her eyes, shoulder, neck, back and body as a whole, all of which are permanent and lasting in nature and have resulted in permanent pain and suffering, disability, mental anguish, and loss of capacity for enjoyment of life.

5. As a further direct and proximate result of the above, plaintiff, Margene Hill has incurred reasonable and necessary hospital, doctor, and medical expenses and will continue to incur such expenses in the future, all in amounts presently undetermined.

6. At all times pertinent to the allegations herein, plaintiffs Margene Hill and Harry Hill are husband and wife. As a direct and proximate result of the injuries to his wife, plaintiff Harry Hill has and expects to continue to suffer the loss of her services and otherwise suffer a loss of consortium.

**WHEREFORE**, plaintiffs respectfully demand judgment against defendant State of Ohio, Department of Agriculture for an award of damages in excess of the minimum statutory limit of this Court, costs expended, pre- and post-judgment interest, and for all other relief and/or equity to which they may be entitled.

Respectfully submitted,



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**JAY P. CAUHORN**

ATTORNEY AT LAW  
• also admitted in Ohio •

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September 10, 2013

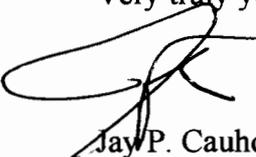
Att: Clerk of Court  
Court of Claims of Ohio  
The Ohio Judicial Center  
65 South Front Street,  
Third Floor  
Columbus, OH 43215

**Re: Margene Hill, et al -v- State of Ohio, Dept. of Agriculture**

Dear Clerk:

Enclosed please find the Complaint I am filing on behalf my clients, Margene and Harry Hill, along with a check in the amount of \$25.00. Please file the enclosed complaint and kindly return a file stamped copy to me using the enclosed self-addressed stamped envelope. Thank you for your consideration.

JMS  
Very truly yours,

  
Jay P. Cauhorn

Enclosures