



Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
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www.cco.state.oh.us

WILLIAM ANDREW CAMPBELL

Plaintiff

v.

OHIO DEPARTMENT OF NATURAL
RESOURCES

Defendant

Case No. 2013-00502

Magistrate Anderson M. Renick

ORDER OF THE MAGISTRATE

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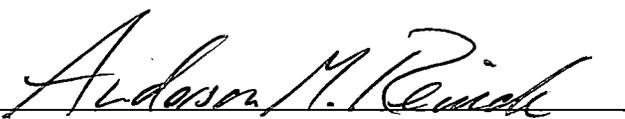
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On June 9, 2014, plaintiff filed a motion for leave to file an amended complaint. On June 19, 2014, defendant filed a response.

Plaintiff's motion for leave seeks "to join the Ohio Bureau of Workers' Compensation (BWC)] as a party defendant in light of its potential subrogation status under R.C. 4123.931(I)." In plaintiff's proposed amended complaint, he states that BWC "may have a statutory subrogation claim in this matter." (Emphasis added.) (Proposed amended complaint, ¶ 12.)

Plaintiff's claim raises the issue of ripeness. "The ripeness doctrine is motivated in part by the desire 'to prevent the courts, through avoidance of premature adjudication, from entangling themselves in abstract disagreements over administrative policies * * *.'" *State ex rel. Elyria Foundry Co. v. Indus. Comm.*, 82 Ohio St.3d 88, 89, 1998-Ohio-366 quoting *Abbott Laboratories v. Gardner*, 387 U.S. 136, 148 (1967). Inasmuch as plaintiff seeks to amend his complaint to address a statutory subrogation claim that BWC may have based upon the outcome of plaintiff's intentional tort claim, his claim regarding BWC's "potential subrogation status" is not ripe for adjudication.

Upon review, plaintiff's motion for leave is DENIED.


ANDERSON M. RENICK
Magistrate

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ORDER

cc:

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