

ORIGINAL

FILED
COURT OF CLAIMS
OF OHIO

IN THE OHIO COURT OF CLAIMS

RICKY JACKSON

Plaintiff

v.

STATE OF OHIO

Defendant

Case No. 2015-001270
MAR 20 PM 3: 25

Judge Patrick M. McGrath

ANSWER

For its answer to the allegations of the Complaint, filed February 20, 2015, Defendant the State of Ohio states as follows:

1-4. Paragraphs 1, 2, 3, and 4 are denied for lack of knowledge.

5. Paragraph 5 is admitted insofar as it alleges that Plaintiff was arrested on May 29, 1975 and served 238 days in the Cuyahoga County Jail before he was conveyed into the state's custody and control on January 21, 1976. Further answering, paragraph 5 is admitted insofar as it alleges that Plaintiff was released to the Cuyahoga County jail on November 14, 2014 and never returned to the state's custody because of the November 21, 2014 order of Cuyahoga County Common Pleas Judge Richard J. McMonagle. All remaining allegations of paragraph 5 are denied for lack of knowledge.

6-10. Paragraphs 6, 7, 8, 9, and 10 are denied for lack of knowledge.

11. Paragraph 11 is admitted insofar as it alleges that that Plaintiff has attached to the Complaint copies of what appears to be filings in the Cuyahoga County Court of Common Pleas. Further answering paragraph 11, the documents in question speak for themselves and Defendant denies any inconsistent allegations. Any remaining allegations of Paragraph 11 are denied for lack of knowledge.

12. Paragraph 12 is admitted insofar as it alleges that that Plaintiff has attached to the Complaint copies of what appears to be entries from the Cuyahoga County Court of Common

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Pleas. Further answering paragraph 12, the judgment entries in question speak for themselves and Defendant denies any inconsistent allegations. Any remaining allegations of Paragraph 12 are denied for lack of knowledge.

13. Paragraph 13 is denied for lack of knowledge.

14. Paragraph 14 states legal conclusions rather than factual allegations and thus requires no response. However, if this Court determines that a response is required, paragraph 15 is admitted insofar as it alleges that Plaintiff is a wrongfully imprisoned individual pursuant to R.C. 2743.48, but denied for lack of knowledge as to the amount of damages he is entitled to receive. Further answering, paragraph 14 is admitted insofar as it alleges that that Plaintiff has attached to the Complaint copies of what appears to be entries from the Cuyahoga County Court of Common Pleas. Further answering paragraph 14, the judgment entries in question speak for themselves and Defendant denies any inconsistent allegations.

15. Paragraph 15 states legal conclusions rather than factual allegations and thus requires no response. However, if this Court determines that a response is required, paragraph 15 is admitted insofar as it alleges that Plaintiff is a wrongfully imprisoned individual pursuant to R.C. 2743.48, but denied for lack of knowledge as to the amount of damages he is entitled to receive.

16. Every allegation contained in the Complaint that is not specifically admitted, denied or denied for lack of knowledge is denied.

Respectfully submitted,

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COUNSEL FOR DEFENDANT

CERTIFICATE OF SERVICE

On March 20, 2015, we sent an electronic copy of this document via email to Plaintiff's

Counsel: Michele Berry at mberrylaw2007@gmail.com.



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