

IN THE COURT OF CLAIMS OF OHIO

PAUL JOHNSON,

Plaintiff,

v.

OHIO DEPARTMENT OF
REHABILITATION AND CORRECTION,

Defendant.

Case No. 2012-08907 2015 OCT -2 PH 3:11

Magistrate Anderson M. Renick

ORIGINAL

DEFENDANT'S DAMAGES PRETRIAL STATEMENT

I. Statement of Facts:

This case is currently set for a damages trial on November 9, 2015. On August 14, 2012, Plaintiff, Paul Johnson, while an inmate at Allen Correctional Institution ("ACI") cut his two of his fingers of his left hand while operating a kitchen slicer in the prison kitchen.

Plaintiff was initially treated for his injuries at St. Rita' Medical Center and then transferred to Ohio State University Medical Center for repair of his wounds. Since 2012, the only time plaintiff has sought medical care was immediately following the February, 2015 liability decision of this court. In March, 2015, plaintiff was seen at Detroit Medical Center for physical therapy for which he missed two of eleven appointments. Plaintiff was also seen by a family physician in Detroit who wrote a four sentence "To whom it may concern" report.

Prior to entering prison, plaintiff was receiving a lifetime Social Security Disability due to cardiac problems. (Plaintiff's deposition, p. 45) All of plaintiff's medical bills have been paid by the government.

Plaintiff is scheduled for an independent medical examination with orthopedist and hand surgeon, James E. Popp, M.D. on October 12, 2015. Dr. Popp is expected to opine on plaintiff's disability (if any) and his ability to work.

II. Legal Issues

1. General damage and proximate cause issues.

III. Witnesses:

1. Plaintiff, Paul Johnson, as on cross-examination
2. James E. Popp, M.D. (expert)
3. Others to be identified, including plaintiffs' witnesses
4. Records custodians, if needed

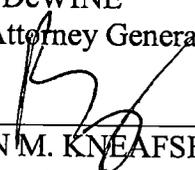
IV. Exhibits:

1. All medical records and films
2. All depositions and exhibits to depositions
3. CVs of professional witnesses
4. All exhibits identified by Plaintiff

Defendant reserves the right to amend this pretrial statement.

Respectfully submitted,

MIKE DeWINE
Ohio Attorney General

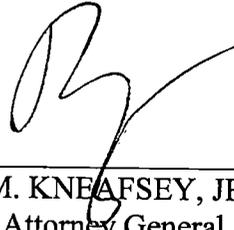


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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Defendant's Damages Pretrial Statement* was sent by regular U.S. Mail, postage prepaid, this 2nd day of October, 2015 to:

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