

Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

WANDA LANDRUM

Plaintiff

v.

BUREAU OF MOTOR VEHICLES

Defendant

Case No. 2008-11311-AD

Deputy Clerk Daniel R. Borchert

MEMORANDUM DECISION

FINDINGS OF FACT

{¶ 1} 1) Plaintiff, Wanda Landrum filed this action against defendant, Bureau of Motor Vehicles (“BMV”), alleging BMV issued her incorrect license plates for her 2000 Ford Expedition which resulted in the vehicle being towed. Plaintiff seeks damages in the amount of \$165.46 for towing and storage expenses. Payment of the filing fee was waived.

{¶ 2} 2) Defendant filed an investigation report admitting BMV issued an incorrect license plate. Defendant acknowledged plaintiff suffered damages in the amount of \$165.46.

CONCLUSIONS OF LAW

{¶ 1} 1) A plaintiff may recover damages directly flowing from defendant’s failure to produce accurate records reflecting the validity of driving privileges. *Henighan v. Ohio Dept. of Public Safety* (1997), 97-01619-AD; *Jordan v. Bureau of Motor Vehicles* (1998), 97-10341-AD.

{¶ 2} 2) Defendant is liable to plaintiff for damages plaintiff can prove resulted

from defendant's negligence. *Partlow v. Bureau of Motor Vehicles* (1997), 97-07820-AD. Defendant is liable for all damages claimed.

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ENTRY OF ADMINISTRATIVE DETERMINATION

Having considered all the evidence in the claim file and, for the reasons set forth in the memorandum decision filed concurrently herewith, judgment is rendered in favor of plaintiff in the amount of \$165.46. Court costs are assessed against defendant.

DANIEL R. BORCHERT
Deputy Clerk

Entry cc:

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