

OHIO STATUTES OF LIMITATIONS

<u>Claim Type/Section</u>	<u>Statute Period</u>
Assault and Battery R.C. § 2305.111	One year from the date of assault or battery. If the identity of the person committing the assault or battery is unknown, the statute of limitations begins on the date plaintiff either learns the identity of the person or should have learned the identity of the person, whichever comes first.
Medical Malpractice R.C. § 2305.113	One year from the date of the malpractice incident. If the act of medical malpractice is not discoverable within one year, the plaintiff has one year from the date plaintiff knew or should have known of the malpractice, not to exceed four years from the date of malpractice.
Libel, Slander, Defamation R.C. § 2305.11	One year from the publication of the defamatory act.

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<u>Claim Type/Section</u>	<u>Statute Period</u>
Bodily Injury Due to Negligence R.C. § 2305.10	Two years from the date of incident.
Wrongful Death R.C. § 2125.02	Two years from the date of death.
Personal Property Damage Due to Negligence R.C. § 2305.10	Two years from the date of incident.
Product Liability Claims R.C. § 2305.10	Two years from the date of injury.

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Claim Type/Section

Statute Period

UM/UIM Claims
R.C. § 3937.18

Three years from the date of the accident. If the wrongdoer's insurer becomes insolvent, then the plaintiff has one year from the date of insolvency to make the UM/UIM claim, even if it is more than three years after the accident.

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Claim Type/Section

Statute Period

Intentional Infliction of
Emotional Distress
R.C. § 2305.09

Four years from the date of incident.

Damage to Real Estate
R.C. § 2305.09

Four years from the date the damage occurred.

Fraud
R.C. § 2305.09

Four years from the alleged act of fraud.

Breach of Covenant to
Provide Adequate
Insurance
R.C. § 2305.09

Four years from the date inadequate insurance is discovered.

Tort of Bad Faith
R.C. § 2305.09

Four years from the alleged act of bad faith.

Torts, Rights not
Otherwise Enumerated
R.C. § 2305.09

Four years after the cause thereof accrued.

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Claim Type/Section

Statute Period

Statutorily Created
Actions
R.C. § 2305.07

A liability created by statute, other than forfeiture or penalty, must be brought within six years of the date the claim arose.

Breach of Contracts
Not in Writing
R.C. § 2305.07

Six years from the date plaintiff's claim first arose.

Breach of Contracts in
Writing
R.C. § 2305.06

Amended by 2012 Ohio Senate Bill 224 to reduce the statute of limitations period for actions based upon a breach of a written contract to eight (8) years. The new law shortens the period within which a lawsuit may be brought for breach of contract actions accruing both before and after the effective date of September 28, 2012. For claims that accrued prior to September 28, 2012, the limitations period is the earlier of: eight years from September 28, 2012; or the expiration of the limitations period in effect prior to the enacted of 2012 SB 224, which is 15 years from the date of the breach.

Minor's Claims -
Claims of Incompetent
Persons
R.C. § 2305.16

The limitation period for any minor's claim does not begin until the minor reaches age 18. If a plaintiff is incompetent when injured, the limitation period does not begin until plaintiff is found competent.

Appeals
R.C. § 2505.07

Unless otherwise provided by law, 30 days after the entry of the judgment or appealable order, whichever comes last. In a civil case, 30 days after service of notice of judgment and its entry.