



Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

PUBLIC PROTECTION CABINET
Kentucky Office of Claims and Appeals
Board of Claims

500 Mero Street, 2SC1
Frankfort, KY 40601
Phone: (502) 782-8255
Fax: (502) 573-4817

Ray A. Perry
SECRETARY

John Hardesty
EXECUTIVE DIRECTOR

Samuel T. Wright, III
MEMBER

Joshua Hicks
MEMBER

Dale Sights
MEMBER

NOTICE OF REGULAR MEETING

Date: March 28, 2023

Time: 10:00 AM Eastern Standard Time (EST)

Location: Zoom

- Call to order and roll call
- Approval of February and Special Session minutes
- Executive Director's Report
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Adjournment

Zoom Link: <https://us06web.zoom.us/j/82553847640>



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Meeting Agenda

Date: March 28, 2023

When moving into Executive Session, use the following language: [Move for the Board to enter executive session, pursuant to KRS 61.815 and KRS 61.810 (1) (c) and (j) to discuss proposed or pending litigation and deliberate on individual adjudications in “*please state the relevant case number of all cases to be discussed in closed session.*” Motion must be seconded.]

I. February 2023 Monthly Report:

During the month of February 2023, the Board of Claims received **91** negligence claims filed against the Commonwealth.

The Board rendered **65** decisions in claims *under \$2,500.00* in February 2023. Of those, **29** were dismissed and **36** were awarded for a total amount awarded of **\$28,699.92**.

At its February 2023 meeting, the Board approved **3** Agreed Orders of Dismissal, awarding an additional amount of **\$261,000.00**. With the claims under \$2,500.00, and those decided at the February 2023 Meeting, the Board decided **77** claims, dismissing a total of **38** claims, awarding a total of **39** claims, and holding a special session for **BC-20-0469**, for a total amount awarded of **\$289,699.92**.

II. APPROVAL OF FEBRUARY AND SPECIAL SESSION MINUTES:

1st: 2nd:

III. FULL BOARD REVIEW

BC-22-1002

DARRICK PEYTON

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

-Claimant’s Request for Full Board Review

-Order Awarding Deductible (\$500.00)



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BC-23-0079

DENISE GUESS

v.

KYTC

- Claimant's Request for Full Board Review
- Order Awarding Deductible Amount (\$500.00)

IV. MOTIONS

BC-22-0838

JEFFERY JOHNSON

v.

JUSTICE & PUBLIC SAFETY CABINET
DEPARTMENT OF CORRECTIONS (DOC)

- Respondent's Motion to Dismiss

BC-22-0930

JEFFERY JOHNSON

v.

DOC

- Respondent's Motion to Dismiss

BC-22-0936

JEFFERY JOHNSON

v.

DOC

- Respondent's Motion to Dismiss

BC-22-1007

DAMIEN SUBLETT

v.

DOC

- Respondent's Motion to Dismiss
- Claimant's Response



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V. RECOMMENDED ORDERS

BC-21-0541

ZANE LOWE

v.

DOC

NORTHPOINT TRAINING CENTER

-Recommended Order of Dismissal

VI. AGREED ORDERS or FOR INSTRUCTIONS

BC-20-0469

TRADEWATER ORGANICS, LLC

v.

JUSTICE & PUBLIC SAFETY CABINET

KENTUCKY STATE POLICE (KSP)

-Status update on Final Order

BC-20-0411

SHAINA REED

v.

KSP

-Agreed Order of Dismissal

BC-21-0450

JOHN SALYER

v.

KYTC

-Agreed Order of Dismissal



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BC-22-0196

KATHY JOHNSON

v.

KYTC

-Agreed Order of Dismissal

BC-22-0567

ROBERT JUSTICE

v.

KYTC

-Agreed Order of Dismissal

BC-22-0829

ARDENIA TRACY

v.

TOURISM, ARTS & HERITAGE CABINET

STATE FAIR BOARD

-Agreed Order of Dismissal

BC-22-0967

DIANE MORSE

v.

UNIVERSITY OF KENTUCKY

-Respondent's Answer Admitting Negligence

VII. ADJOURNMENT

1st:

2nd: