



**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**  
BOARD CHAIRPERSON  
**Dale Sights**  
MEMBER  
**Kathryn M. Thomas**  
MEMBER

## NOTICE OF REGULAR MEETING

Date: September 26, 2023

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

Location: Zoom

- Call to order and roll call
- Executive Director's report
- Approval of August 2023 minutes
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Scheduling of October 2023 meeting
- Adjournment

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



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**Meeting Agenda**

**Date: September 26, 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. AUGUST 2023 MONTHLY REPORT**

During the month of August 2023, the Board of Claims received **85** negligence claims filed against the Commonwealth.

The Board rendered **114** decisions in claims *under \$2,500.00* in August 2023. Of those, **45** were dismissed and **69** were awarded for a total amount awarded of **\$ 41,269.26**.

At its August 2023 meeting, the Board dismissed **6** claims upon *sua sponte* dismissals, Motions, or Recommended Orders; dismissed **1** claim via entry of a Final Order upon the Respondent’s Answer; vacated **1** claim and affirmed **1** claim upon Full Board Review; approved **8** Agreed Orders of Dismissal, and entered **2** Final Orders Awarding upon the Respondents’ Answers, awarding an additional amount of **\$35,241.00**. With the claims under \$2,500.00, and those decided at the August 2023 Meeting, the Board decided **132** claims, dismissing a total of **52** claims, and awarding a total of **80** claims for a total amount awarded of **\$76,510.26**.

**II. APPROVAL OF AUGUST MINUTES**

1st:            2nd:

**III. FULL BOARD REVIEW**

**BC-22-0788**

MARCUS LAWRENCE, SR.

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC)

-Findings of Fact, Opinion, and Order Dismissing

-Claimant’s Request for Full Board Review



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**BC-23-0030**

RACHAEL HOLLOWAY

v.

UNIVERSITY OF KENTUCKY (UK)

- Order Dismissing (Default)
- Claimant's Request for Full Board Review

**BC-23-0299**

CHRISTOPHER YOUNG

v.

DOC

- Findings of Fact, Opinion, and Order Dismissing
- Claimant's Request for Full Board Review

**BC-23-0618**

TRINITY NAYLOR

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

- Findings of Fact, Order, and Opinion Awarding (\$500.00)
- Claimant's Request for Full Board Review

**II. MOTIONS**

N/A

**III. RECOMMENDED ORDERS**

**BC-21-0582**

MICHAEL MCQUEEN

v.

DOC

- Recommended Order of Dismissal



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**IV. AGREED ORDERS or FOR INSTRUCTIONS**

**CC-19-0667**  
BRANDY COOK

v.

HARDIN MEMORIAL HOSPITAL

-Dismiss, *sua sponte*, for lack of jurisdiction over a county entity

**BC-21-0331**  
JEREMIAH BLEVINS

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0649**  
TOMMESHA HOLT

v.

KYTC

-Agreed Order of Dismissal  
-Settlement Agreement

**BC-23-0128**  
JOHN SEAY

v.

KYTC

-Agreed Order of Dismissal  
-Settlement Agreement



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**BC-23-0211**

KRISTEN BEAN

v.

KYTC

-Agreed Order of Dismissal

-Settlement Agreement

**BC-23-0561**

SCOT SPURLOCK

v.

DEPARTMENT OF FISH & WILDLIFE RESOURCES

-Settlement Agreement

**BC-23-0570**

JACQUELINE MILEY

v.

UK

-Answer Admitting Negligence

**V. SCHEDULING OF OCTOBER MEETING**

**VI. ADJOURNMENT**

1st:      2nd: