



**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  
**Dale Sights**  
MEMBER

## NOTICE OF REGULAR MEETING

Date: April 25, 2023

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

Location: Zoom

- Call to order and roll call
- Appointment of Interim Chair
- Executive Director's Report
- Approval of March 28, 2023 minutes
- 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: April 25, 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. APPOINTMENT OF INTERIM CHAIR**

1st:                    2nd:

**II. MARCH 2023 MONTHLY REPORT:**

During the month of March 2023, the Board of Claims received **108** negligence claims filed against the Commonwealth.

The Board rendered **115** decisions in claims *under \$2,500.00* in March 2023. Of those, **80** were dismissed and **35** were awarded for a total amount awarded of **\$23,949.19**.

At its March 2023 meeting, the Board approved **5** Agreed Orders of Dismissal and entered **1** Final Order, awarding an additional amount of **\$19,891.75**. With the claims under \$2,500.00, and those decided at the March 2023 Meeting, the Board decided **128** claims, dismissing a total of **87** claims, and awarding a total of **41** claims for a total amount awarded of **\$43,840.94**.

**III. APPROVAL OF MARCH MINUTES**

1st:                    2nd:

**IV. FULL BOARD REVIEW**

**BC-22-0247**

**JOSEPH LUCKETT**

v.

**TRANSPORTATION CABINET**  
**DEPARTMENT OF HIGHWAYS**

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



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**BC-22-0538**  
RAYMOND REID

v.  
KYTC

- Order Dismissing due to Contractor
- Claimant's Request for Full Board Review

**BC-23-0090**  
RANDY TURNER

v.  
JUSTICE & PUBLIC SAFETY CABINET  
DEPARTMENT OF CORECTIONS (DOC)

- Order Dismissing for under \$250.00
- Claimant's Request for Full Board Review

**V. MOTIONS**

**BC-22-0918**  
JERRY MARSTALL

v.  
TOURISM, ARTS & HERITAGE CABINET  
DEPARTMENT OF PARKS

- Respondent's Motion for Summary Disposition

**BC-23-0110**  
AARON RUFFIN

v.  
DOC  
KENTUCKY STATE REFORMATORY

- Respondent's Motion to Dismiss



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**VI. RECOMMENDED ORDERS**

**CC-21-0051**  
VICKY BRYANT  
v.  
KYTC

-Recommended Order of Dismissal

**BC-21-0518**  
HARROD CONCRETE & STONE CO.  
v.  
KYTC

-Recommended Order of Dismissal  
-Claimant's Exceptions

**BC-22-0028**  
JAMES LAWSON  
v.  
KYTC

-Recommended Order of Dismissal

**BC-22-0939**  
LEE ANN SAMPSON  
v.  
KYTC

-Recommended Order of Dismissal

**VII. AGREED ORDERS or FOR INSTRUCTIONS**

**BC-20-0469**  
TRADEWATER ORGANICS, LLC  
v.  
JUSTICE & PUBLIC SAFETY CABINET  
KENTUCKY STATE POLICE

-Status update on Final Order



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**BC-23-0283**

STEPHANIE MULLINS

v.

GRAYSON CO. DETENTION CENTER

-Dismissal for lack of jurisdiction over county entity

**BC-22-0552**

VICTORIA JONES

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0907**

TIM WELLS

v.

KYTC

-Agreed Order of Dismissal

**BC-23-0021**

MICHELLE MARSHALL

v.

KYTC

-Agreed Order of Dismissal

**BC-23-0058**

TABITHA ROYER

v.

KYTC

-Agreed Order of Dismissal

**BC-23-0061**

ROBERT STEWART

v.

UNIVERSITY OF KENTUCKY

-Respondent's Answer Admitting Negligence



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**VIII. ADJOURNMENT**

1st:            2nd: