



Andy Beshear
GOVERNOR

Jacqueline Coleman
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PUBLIC PROTECTION CABINET
Kentucky Office of Claims and Appeals

Board of Claims
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Ray A. Perry
SECRETARY

DJ Wasson
DEPUTY SECRETARY

John Hardesty
EXECUTIVE DIRECTOR

NOTICE OF REGULAR MEETING

Date: April 30, 2024

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

Location: Microsoft Teams

- Call to Order and Roll Call
- Executive Director's Report
- Approval of March 2024 Minutes
- Handling and Adjudication of Motions for Summary Disposition Motions in Hearing Officer Cases
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Scheduling of May 2024 Meeting
- Adjournment

Microsoft Teams Link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjQ5NjQwN2YtN2I4OS00MTgwLTgwY2MtYjBkNTY0OTMyZTI2%40thread.v2/0?context=%7b%22Tid%22%3a%22d77c7f4d-d767-461f-b625-0628792e9e2a%22%2c%22Oid%22%3a%22636ef07a-f33f-4378-b8ae-79c6f05a1438%22%7d

Meeting ID: 251 985 756 909

Passcode: fNYMa8



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Meeting Agenda

Date: April 30, 2024

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. MARCH MONTHLY REPORT

During the month of March 2024, the Board of Claims received **132** negligence claims filed against the Commonwealth.

The Board rendered **85** decisions in claims *under \$2,500.00* in March 2024. Of those, **50** were dismissed and **35** were awarded for a total amount awarded of **\$24,953.86**.

At its March meeting, the Board affirmed **3** claims and vacated **2** claims upon Full Board Review, dismissed **3** claims upon Motions and Recommended Orders, entered **1** Final Order awarding damages, and granted **4** Agreed Orders of Dismissal, awarding an additional amount of **\$260,994.98**. With the claims under \$2,500.00, and those decided at the March Meeting, the Board decided **98** claims, dismissing a total of **55** claims, and awarding a total of **43** claims for a total amount awarded of **\$285,948.84**.

II. APPROVAL OF MARCH MINUTES

1st: 2nd:

III. HANDLING AND ADJUDICATION OF MOTIONS FOR SUMMARY DISPOSITION MOTIONS IN HEARING OFFICER CASES

IV. FULL BOARD REVIEW

BC-23-0753

MADISON CAUDILL

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

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

BC-24-0068

KELVIN BELL

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC)

- Order Dismissing
- Claimant's Request for Full Board Review

BC-24-0183

DENISE AKINS

v.

KYTC

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

IV. MOTIONS

BC-23-0755

JESSICA ROBINSON

v.

CABINET OF HEALTH AND FAMILY SERVICES

WESTERN STATE HOSPITAL

- Respondent's Motion to Dismiss

BC-24-0018

SEANTEL WATSON

v.

DOC

- Respondent's Motion to Dismiss

V. RECOMMENDED ORDERS

BC-22-0617

KENNETH HOLBROOK

v.

KYTC

-Recommended Default Order

VI. AGREED ORDER OR FOR INSTRUCTIONS

BC-23-0840

JED JOHNSTON

v.

KYTC

-Agreed Order of Dismissal

BC-24-0238

DAVID JENSEN

v.

WESTERN KENTUCKY UNIVERSITY

-Agreed Order of Dismissal

BC-24-0249

CHRISTOPHER JOHNSON

v.

HENDERSON COUNTY DETENTION CENTER and
LORI QUARLES

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

BC-24-0478

ROBERT JOHNSON

v.

OHIO INDUSTRIAL COMMISSION

-Dismiss *sua sponte* for lack of jurisdiction over non-Kentucky governmental entity

BC-24-0479

ROBERT JOHNSON

v.

COMMONWEALTH HOSPITALITY, LLC

-Dismiss *sua sponte* for lack of jurisdiction over private entity

VII. SCHEDULING OF MAY MEETING

VIII. ADJOURNMENT

1st: 2nd: