

COMMONWEALTH OF KENTUCKY
Board of Claims
Minutes
August 18, 2011

The Board of Claims received 66 new claims during the month of July, 2011. A total of 130 claims were set up, according to Assistant Clerk Paula Woolums. Paula also dismissed six (6) claims for lack of jurisdiction.

Investigators Jackie Lynch and Wanda Luttrell decided 85 claims (under \$1,000.00) in July, 2011. Jackie reports that 44 claims were dismissed and 41 claims were awarded, for a total amount awarded of \$14,692.48.

At its Board meeting on July 21, 2011, the Board dismissed 30 claims and awarded nine (9) claims totaling \$379,183.20. Together with the claims investigated in-house, the Board dismissed a total of 74 claims and awarded a total of 50 claims for a total amount awarded of \$393,875.68 in July, 2011.

Members Present: James F. Sullivan, Chair
Jo Ann Phillips, Board Member
Michael Plummer, Board Member
Larry O'Bryan, Board Member
Suzanne Cassidy, Board Member (will recuse on all claims involving her law firm)
Virginia Woodward, Executive Director
G. Mitchell Mattingly, Board Attorney
Jackie Lynch, Investigator
Paula Woolums, Assistant Clerk
Lisa G. Robinson, Clerk

for former clients

Addendum

BC-2009-00694

S. Blanford; Christopher Powers vs. Justice and Public Safety Cabinet / Ky. State Police Dept.

Grant Award - \$0.00 [Board ordered dismissed]

For Instructions From the Board

BC-2009-00728

Barbara Reames vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$5,000.00 [Board awarded]

BC-2009-00729

David Williams vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$10,000.00 [Board awarded]

BC-2009-00874

Brian Dillon vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-01013

Suzann Phillips, Next Friend of Dillon Phillips vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$10,000.00 [Board awarded]

BC-2010-00422

Darrell Risner vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$25,000.00 [Board awarded]

BC-2010-00489

John Hager; Donna Hager vs. Transportation Cabinet / Dept. of Highways; and Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - [Motion Granted]

BC-2010-00591

Ada Chenault vs. Military Affairs

Grant Award - \$2,070.92 [Board awarded]

BC-2010-00622

Lonnie Anderson vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2010-00681

Iona Shantz vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board

Grant Award - \$771.00 [Board awarded]

BC-2010-00750

Ernie Fowler vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2010-00757

Brydon Christensen vs. Tourism, Arts & Heritage Cabinet / Kentucky Horse Park

Grant Award - [Board ordered dismissed]

BC-2011-00190

Teresa Sams vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2011-00312

Barbara Spurlin vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2011-00423

Sherry Bruce vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$1,000.00 [Board awarded]

BC-2011-00582

Estevao Lima vs. Transportation Cabinet / Dept. of Highways

Grant Award - ~~Grant~~ *Abeyance*

BC-2011-00582

Estevaso Lima vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Held In Abeyance]

BC-2011-00615

Ebony Patterson v. University of Kentucky

Grant Award - \$5,000.00 [Board awarded]

BC-2011-00684

Gene Forte, Individually and as Administrator of the Estate of Carole Forte vs. Nelson County Board of Education

Grant Award - [Motion Granted]

BC-2011-00839

Michelle Fox vs. Commonwealth of Kentucky

Grant Award - \$0.00 [Board ordered dismissed]

Full Board Review

BC-2011-00287

Mary Evans vs. Transportation Cabinet / Department of Highways

Grant Award - [Upheld previous dismissal]

BC-2011-00333

Martha Boggs vs. Transportation Cabinet / Department of Highways

Grant Award - [Upheld previous dismissal]

BC-2011-00471

Charles Foote vs. Department of Highways / Transportation

Grant Award - [Upheld previous dismissal]

BC-2011-00583

Dan Ziegler vs. Transportation Cabinet / Department of Highways

Grant Award - \$124.98 [Reversed previous dismissal and awarded]

Motions

BC-2009-00779

Timothy Little vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - \$0.00 [Board ordered dismissed]

BC-2010-00756

Henry Brockman; Deborah Brockman vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Held over until next board meeting]

BC-2011-00517

Douglas Yates vs. Transportation Cabinet / Department of Highways

Grant Award - [Overruled Motion]

BC-2011-00548

Richard Lytton vs. Finance and Administration Cabinet

Grant Award - [Overruled Motion]

BC-2011-00564

Larry Frazee vs. Transportation Cabinet / Department of Highways

Grant Award - [Overruled Motion]

Recommended Order

BC-2001-00780

Sycilla Collins vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2007-00818

Charles Pilant vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2008-00569

Rhonda Thacker vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2008-01188

Paul Brewer vs. University of Kentucky

Grant Award - \$80,168.39 [Board awarded]

BC-2009-00497

Walter Jones vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00603

Estate of Kevin Jewell, by and through Tina Jewell, Administratrix vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Held In Abeyance]

BC-2009-00920

Estate of Benny Blanton, by and through Angela Blanton, Administratrix vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Held In Abeyance]

BC-2010-00101

Pat Arrabito vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board

Grant Award - \$1,600.00 [Board awarded]

BC-2010-00372

William McNees vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2010-00606

Mary Murray vs. Ky. Community and Technical College System

Grant Award - [Overruled Motion]

BC-2010-00609

Charlene Cripps vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2010-00646

Linda Hopper vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - [Board ordered dismissed]

BC-2010-00814

James Hill vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - \$0.00 [Board ordered dismissed]

BC-2011-00171

Moon-He Baik vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Remanded back to Hearing Officer]

BC-2011-00219

Allen Pharr vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

Total number of Claims: 44