

COMMONWEALTH OF KENTUCKY
Claims Commission
Minutes
August 28, 2018

The Kentucky Claims Commission received 59 negligence claims filed against the Commonwealth during the month of July, 2018. As many claims as possible were perfected and served on state agencies.

The Claims Commission staff, including the Executive Director and the Staff Attorney, processed and/or decided **81** claims under \$2,500.00 in July, 2018. Eighteen (18) of these claims were dismissed and 63 were awarded, for a total amount awarded of **\$37,205.15**.

At its meeting on July 24, 2018, the Kentucky Claims Commission dismissed five (5) negligence claims and awarded one (1) negligence claim totaling **\$1,894.00**. Together with the claims investigated in-house, the Claims Commission dismissed a total of 23 negligence claims and awarded a total of 64 negligence claims for a total amount awarded of **\$39,099.15** in July, 2018.

Members Present: Marcus Carey, Esq., Commission Chairperson
 Carlo Wessels, Esq., Commission Member
 Delana S. Sanders, Commission Member
 Tim Cocanougher, Esq., Executive Director
 Mitchell Mattingly, Esq., Staff Attorney
 James Howard, Esq., Office of Administrative Hearings
 Patrick Flannery, Esq., Office of Administrative Hearings
 Raymond Shields, Crime Victims Compensation Clerk
 Lisa Robinson, Negligence Claims Clerk

FOR INSTRUCTIONS FROM THE COMMISSION:

BC-2015-981

Pennie Akin, Individually and as Administratrix of the Estate of Colby Thompson v. Transportation Cabinet, Dept. of Highways
Commission entered an Agreed Order of Settlement awarding the Claimants \$120,000.00 in settlement of this claim.

BC-2017-081

Janna Chandler v. Transportation Cabinet, Dept. of Highways
Commission entered an Agreed Order of Settlement awarding the Claimant \$12,000.00 in settlement of this claim.

BC-2017-211

Ariel Hardin, a Minor, by and through her Mother, Tonya Shobe-Hardin v. Jefferson County Public Schools
Commission entered an Order of Dismissal as agreed by the parties.

BC-2017-502

Carrier Transicold v. Tourism, Arts & Heritage Cabinet, Ky. State Fair Board
Commission entered an Order awarding the Claimant \$6,872.17 in settlement of this claim.

CC-2018-232

Carol Morgan v. University of Kentucky
Commission entered an Order awarding the Claimant \$1,610.01 in settlement of this matter.

CC-2018-327

Breanna Ingram v. Murray State University
Commission entered an Agreed Order of Dismissal awarding the Claimant \$3,895.56 in settlement of this claim.

FULL COMMISSION REVIEWS

CC-2018-007

Christopher Hawkins #103061 v. Justice & Public Safety Cabinet, Dept. of Corrections
Commission upheld its original dismissal.

CC-2018-207

Greg Goetz #101581 v. Justice & Public Safety Cabinet, Dept. of Corrections
Commission upheld its original dismissal.

CC-2018-475

Todd Stoudemire #199824 v. Justice & Public Safety Cabinet, Dept. of Corrections
Commission upheld its original dismissal.

MOTIONS

CC-2018-134

Sheila Jean Hollars v. Finance and Administration Cabinet
Commission overruled the Motion to Dismiss and assigned to Hearing Officer James Howard for further proceedings.

CC-2018-135

Kevin Ray Conrad #204798 v. Justice & Public Safety Cabinet, Dept. of Corrections
Commission granted Respondent's Motion to Dismiss.

CC-2018-378

South Lime Studios, LLC v. University of Kentucky
Commission overruled the Motion to Dismiss and assigned to Hearing Officer Patrick Flannery for further proceedings.

CC-2018-470

Ruth Brown v. University of Kentucky
Commission overruled the Motion to Dismiss and assigned to Hearing Officer Tim Cocanougher for further proceedings.

RECOMMENDED ORDERS

BC-2017-165

Chris Buckmon v. Transportation Cabinet, Dept. of Highways

Commission adopted the recommendation of the hearing officer awarding the Claimant \$1,000.00.

BC-2017-432 and BC-2017-455

Lucretia Joyce and Ronnie Joyce v. Transportation Cabinet, Dept. of Highways

Commission adopted the recommendation of the hearing officer denying payment of the claim.

BC-2017-545

Shirley Sage v. Transportation Cabinet, Dept. of Highways

Commission adopted the recommendation of the hearing officer denying payment of the claim.

Total number of claims: 17

Total amount awarded: \$145,377.74