

**COMMONWEALTH OF KENTUCKY**  
**Board of Claims**  
**Minutes**  
**December 15, 2011**

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**REVISED MINUTES**

The Board of Claims received 60 new claims during the month of November, 2011. A total of 38 claims were set up, according to Assistant Clerk Paula Woolums. Paula also returned two (2) claims for lack of jurisdiction.

Investigators Jackie Lynch and Wanda Luttrell decided 49 claims (under \$1,000.00) in November, 2011. Jackie reports that 27 claims were dismissed and 22 claims were awarded, for a total amount awarded of \$8,655.69.

At its Board meeting on November 17, 2011, the Board dismissed 24 claims and awarded 12 claims totaling \$107,499.68. Together with the claims investigated in-house, the Board dismissed a total of 53 claims and awarded a total of 32 claims for a total amount awarded of \$116,155.37 in November, 2011.

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Members Present: James F. Sullivan, Chair  
Suzanne Cassidy, Board Member  
Larry O'Bryan, Board Member  
Michael Plummer, Board Member  
Virginia Woodward, Executive Director  
G. Mitchell Mattingly, Board Attorney  
Jackie Lynch, Investigator  
Wanda Luttrell, Investigator  
Paula Woolums, Assistant Clerk  
Lisa G. Robinson, Clerk

**Addendum**

BC-2011-01155

Lowell Jude, Administrator of the Estate of Nina Jude vs. University of Kentucky

Grant Award - \$15,000.00 [Board awarded]

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**For Instructions From the Board**

BC-2007-00833

Nicholas House vs. Education and Workforce Development Cabinet / Office of Career & Technical Education

Grant Award - \$260.99 [Board awarded]

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BC-2009-00879

Lee Anne Purdon (now Franklin) vs. University of Kentucky

Grant Award - \$5,500.00 [Board awarded]

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BC-2010-00489

John Hager; Donna Hager vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$125,000.00 [Board awarded]

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BC-2011-00069

Deborah Gordon vs. Tourism, Arts and Heritage Cabinet/ Ky. State Fair Board

Grant Award - [Board ordered dismissed]

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BC-2011-00186

Royce Burus vs. Transportation Cabinet / Dept. of Highways

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

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BC-2011-00227

Brooke Slone vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$30,000.00 [Board awarded]

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BC-2011-00517

Douglas Yates vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

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BC-2011-00578

Timothy Barker vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00588

Michael Hamilton vs. University of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00593

Roger Day vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00597

Ronald Freeman vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00598

Helen Tropiejko vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

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BC-2011-00609

Charles Robinson vs. University of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00613

Harold Medlock vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00651

Eric Woods vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00659

Dianna Allen vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00692

Kathleen Noe vs. University of Kentucky

Grant Award - [Board ordered dismissed]

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BC-2011-00775

Ruth Laferty vs. Transportation Cabinet / Dept. of Highways

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

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BC-2011-00825

Tim Horn vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$816.00 [Board awarded]

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BC-2011-00831

Estate of Maggie Cornett, by and through Chris Cornett, Administrator vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$98,500.00 [Board awarded]

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BC-2011-00832

Alex Ryan, a Minor vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$48,535.83 [Board awarded]

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BC-2011-00857

Damon Redd vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$2,533.60 [Board awarded]

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BC-2011-00947

Dennis Dilley vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-01068

Ella Perkins vs. University of Kentucky

Grant Award - \$1,378.00 [Board awarded]

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### **Full Board Review**

BC-2011-00702

Donnie Haddix vs. Transportation Cabinet / Department of Highways

Grant Award - \$127.75 [Reversed previous dismissal and awarded]

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BC-2011-00761

Brandon Perry vs. Transportation Cabinet / Department of Highways

Grant Award - [Upheld previous dismissal]

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BC-2011-00811

Robert Hodge vs. Transportation Cabinet / Department of Highways

Grant Award - \$500.00 [Reversed previous dismissal and awarded]

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BC-2011-00986

Kathryn Davis vs. Transportation Cabinet / Department of Highways

Grant Award - [Upheld previous dismissal]

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**Motions**

BC-2007-00681

Rosie Dyer, by her Father and Next Friend, Paul Dyer vs. Board of Education of Marion County

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00016

Victoria Denhatler vs. Transportation Cabinet and Eastern Kentucky University

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00516

Mary Jones vs. University of Kentucky

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00873

Louisville Paving Company, Inc. vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00928

Heather Allgood vs. Cabinet for Health and Family Services

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00961

Joyce Avery vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Assigned to Hearing Officer]

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**Recommended Order**

BC-2006-00292

Tiffany Thomspson, et al. vs. Transportation Cabinet

Grant Award - [Board ordered dismissed]

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BC-2008-00983

Betty Greenwell vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - [Board ordered dismissed]

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BC-2010-00307  
Southern Quality Meats, Inc. vs. Transportation Cabinet / Dept. of Highways  
Grant Award - \$3,000.00 [Board awarded]

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BC-2010-00663  
Lila Simpson vs. Transportation Cabinet / Dept. of Highways  
Grant Award - [Board ordered dismissed]

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BC-2010-00699  
Barbara May vs. Transportation Cabinet / Department of Highways  
Grant Award - [Board ordered dismissed]

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BC-2010-00744  
Deborah Cox vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board  
Grant Award - [Board ordered dismissed]

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BC-2011-00120  
Jessica Engle vs. Transportation Cabinet / Department of Highways  
Grant Award - [Board ordered dismissed]

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BC-2011-00301  
Heather Wainscott vs. Transportation Cabinet / Dept. of Highways  
Grant Award - [Board ordered dismissed]

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BC-2011-00416  
Richard Ellis vs. Transportation Cabinet / Dept. of Highways  
Grant Award - [Board ordered dismissed]

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BC-2011-00428  
Melissa Berryhill vs. Transportation Cabinet / Dept. of Highways  
Grant Award - [Board ordered dismissed]

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BC-2011-00564  
Larry Frazee vs. Transportation Cabinet / Department of Highways  
Grant Award - \$17,400.00 [Board awarded]

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BC-2011-00632  
Dewey Wagers vs. University of Kentucky  
Grant Award - [Board ordered dismissed]

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BC-2011-00755  
Matthew DiBenedetto vs. Justice and Public Safety Cabinet / Dept. of Corrections  
Grant Award - [Remanded back to Hearing Officer]

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Total number of Claims: 48