

**COMMONWEALTH OF KENTUCKY**  
**Claims Commission**  
**Minutes**  
**December 19, 2017**

The Kentucky Claims Commission received 53 negligence claims filed against the Commonwealth during the month of November, 2017. Since the staff that handles negligence claims was cut from three (3) to two (2) unexpectedly on November 13, 2017, as many claims as possible were set up and served on state agencies by the two (2) remaining staff persons.

Investigators Angela Robertson and Raymond Shields decided 28 claims under \$2,500.00 in November, 2017. Angela reports that 16 of these claims were denied and 12 were awarded, for a total amount awarded of \$7,857.01.

At its meeting on November 28, 2017, the Kentucky Claims Commission dismissed nine (9) negligence claims and awarded seven (7) negligence claims totaling \$10,842.95. Together with the claims investigated in-house, the Claims Commission dismissed a total of 25 negligence claims and awarded a total of 19 negligence claims for a total amount awarded of **\$18,699.96** in November, 2017.

FOR INSTRUCTIONS FROM THE COMMISSION:

**BC-2017-207**

Karen Sturges v. Transportation Cabinet, Dept. of Highways  
*Commission entered the Agreed Order awarding the Claimant \$2,119.57.*

**BC-2017-470**

Lee Masonry Products, Inc. v. Transportation Cabinet, Dept. of Highways  
*Commission entered an Order of Dismissal as requested by the Claimant.*

FULL COMMISSION REVIEW:

**BC-2017-117**

Hart Terrell v. Transportation Cabinet, Department of Highways  
*Commission reversed its previous dismissal and awarded the Claimant \$916.64.*

MOTIONS:

**BC-2017-382**

William Rogers and Lisa Rogers v. Transportation Cabinet, Dept. of Highways  
*Commission sustained the Amended Motion for Summary Judgment as the claim was filed outside the statute of limitations set by KRS 49.120(1).*

RECOMMENDED ORDERS:

**BC-2014-728**

Bryan Elliott and Barbara Elliott v. Transportation Cabinet, Dept. of Highways  
*Commission awarded \$9,900.00 in damages as recommended by the hearing officer.*

**BC-2015-114**

Melody Couture v. Transportation Cabinet, Dept. of Highways

Commission awarded the Claimant \$6,500.00 in settlement of this matter as recommended by the hearing officer.

**BC-2016-371**

Eddie and Regina Thacker v. Energy & Environment Cabinet, Dept. for Natural Resources, Division of Abandoned Land Mines

*Commission entered an Order of Dismissal with prejudice for the Claimants' failure to participate in this matter.*

**BC-2017-134**

Mike Woosley v. Transportation Cabinet, Dept. of Highways

*Commission granted Summary Judgment for the Claimant's failure to meet the burden of proof.*

ADDENDUM:

**BC-2016-555**

Patricia Billings v. Transportation Cabinet, Dept. of Highways

*Commission entered an Agreed Order awarding the Claimant \$6,000.00 in settlement of this claim.*

**Total number of Claims: 9**