

COMMONWEALTH OF KENTUCKY
Board of Claims
Minutes
February 18, 2016

The Board of Claims received 30 new claims during the month of January, 2016. Paula reports that a total of 38 claims were set up and two (2) claims were returned for lack of jurisdiction.

Investigator Jackie Lynch decided 36 claims under \$1,000.00 in January, 2016. Jackie reports that 23 of these claims were denied and 13 were awarded, for a total amount awarded of \$5,247.55.

At its Board meeting on January 21, 2016, the Board dismissed 19 claims and awarded eight (8) claims totaling \$31,473.12. Together with the claims investigated in-house, the Board dismissed a total of 42 claims and awarded a total of 21 claims for a total amount awarded of \$36,720.67 in January, 2016.

Members Present: James Sullivan, Chair
Jo Ann Phillips, Board Member
Shannon Tivitt, Board Member
Ambrose Wilson, Board Member
Virginia Woodward, Executive Director
Mitchell Mattingly, Board Attorney
Jackie Lynch, Investigator
Paula Woolums, Intake
Lisa Robinson, Clerk

The Executive Director's Report regarding proposed budget cuts is attached.

Addendum

BC-2012-00573

Marquette Transportation Company Offshore, LLC. vs. Transportation Cabinet

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00013

Robert Miller, Natural Parent of Jacqueline Miller vs. Fayette County Board of Education

Grant Award - \$0.00 [Board ordered dismissed]

BC-2016-00018

Matthew Capozzoli vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$1,361.12 [Board awarded]

For Instructions From the Board

BC-2012-00337

Ashley Peach, et. al. vs. Transportation Cabinet / Dept. of Highways

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

BC-2013-00403

Bryan Robbins vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$50,000.00 [Board awarded]

BC-2014-00807

Estate of Johnny K. Maynard by and through Amy Maynard, Administratrix vs. Justice and Public Safety Cabinet / Ky. State Police

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00515

Avelina Semibillo vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00516

Avelina Semibillo vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00543

Jett Terrie vs. University of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00555

Michael Campbell vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2015-00565

Tony Anthony vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00566

Pearl Napier vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00570

Pat Vetter vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00579

Tammy McKinney vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00583

Truda Boggess vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2015-00881

Bosch Automotive vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-01047

Koch Industries C/O 2020 Exhibits vs. Tourism, Arts and Heritage Cabinet / State Fair Board

Grant Award - \$7,885.09 [Board awarded]

BC-2016-00536

Lara Pack vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

Motions

BC-2012-00466

Ronna Carmicle, Parent and Next Friend of Bradley Carmicle vs. Ky. Department of Education and Board of Education of Casey County

Grant Award - [Motion Granted]

BC-2015-00976

John Easterling vs. University of Kentucky

Grant Award - [Assigned to Hearing Officer]

BC-2015-00996

Damon Wilgus vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00997

Debra Wilgus vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-01026

Ashley McDougale vs. Administrative Office of the Courts

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-01044

Jason Geist vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

Recommended Order

BC-2011-01104

Sharon Ware vs. Tourism, Arts & Heritage Cabinet / Department of Parks

Grant Award - [Board ordered dismissed]

BC-2012-00580

Samantha Thompson vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00142

Scoby Faulkner vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2015-00350

Donita Lashley vs. Western Kentucky University

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00463

Donald Nisonger vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2015-00467

Tri County Electric Membership Corporation vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00587

Danielle Menard vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00715

Zachary Zoeller vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

BC-2015-00827

Jeffrey Wagner vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [n.a.]

BC-2015-00827

Jeffrey Wagner vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

Total number of Claims: 34

Board of Claims Meeting

2/18/16

Executive Director's Report

The executive director reported that she attended the House Budget hearings this week with the Public Protection Cabinet Secretary, David Dickerson. The Secretary explained to the House Committee and after to the executive director the need for flexibility within the Governor's Budget, enabling the Cabinet Secretaries to be creative in moving money to address the proposed consecutive fiscal year cuts of 4.5%, 9% and 9%.

If the cuts are issued without flexibility the Board of Claims will sustain the loss of one hearing officer position, leaving only three (3) hearing officers to conduct agency business.
