



Andy Beshear
GOVERNOR

Jacqueline Coleman
LIEUTENANT GOVERNOR

PUBLIC PROTECTION CABINET
Kentucky Office of Claims and Appeals

Board of Claims
500 Mero Street, 2SC1
Frankfort, KY 40601
Phone: (502) 782-8255
Fax: (502) 573-4817

Ray A. Perry
SECRETARY

DJ Wasson
DEPUTY SECRETARY

John Hardesty
EXECUTIVE DIRECTOR

NOTICE OF REGULAR MEETING

Date: February 25, 2025

Time: 10:00 AM Eastern Standard Time (EST)

Location: Microsoft Teams

- Call to Order and Roll Call
- Executive Director's Reports for January 2025
- Approval of January 2025 minutes
- Appointment of Vice Chair
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Scheduling of March 2025 meeting
- Adjournment

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Meeting Agenda

Date: February 25, 2025

When moving into Executive Session, use the following language: [Move for the Board to enter executive session, pursuant to KRS 61.815 and KRS 61.810 (1) (c) and (j) to discuss proposed or pending litigation and deliberate on individual adjudications in “*please state the relevant case number of all cases to be discussed in closed session.*” Motion must be seconded.]

I. JANUARY MONTHLY REPORT

During the month of January, the Board of Claims received **94** negligence claims filed against the Commonwealth.

The Board rendered **56** decisions in claims *under* \$2,500.00 in January 2025. Of those, **38** were dismissed and **18** were awarded for a total amount awarded of **\$10,739.08**.

At its January meeting, the Board affirmed **4** claims upon Full Board Review, remanded **2** claims from the docket, dismissed **20** claims via Recommended Orders, Motions, or *sua sponte* dismissals, and awarded **6** claims through Recommended Orders, Agreed Orders of Dismissal, and entries of Final Orders, awarding an additional **\$19,182.50**. With the claims under \$2,500.00, and those decided at the January Meeting, the Board decided **86** claims, dismissing a total of **62** claims, and awarding a total of **24** claims for a total amount awarded of **\$29,921.58**.

II. APPROVAL OF JANUARY MINUTES

1st: 2nd:

III. APPOINTMENT OF VICE CHAIR

1st: 2nd:

IV. FULL BOARD REVIEW

BC-24-0714

MARC MOORE

v.

UNIVERSITY OF KENTUCKY (UK)

- Order Awarding Deductible (\$250.00)
- Claimant's Request for Full Board Review
- Respondent's Amended Answer Agreeing to Pay Damages

BC-24-0719

GLENN ODOM

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC)

- Findings of Fact, Opinion, and Order Awarding in Part, Denying in Part
- Respondent's Request for Full Board Review

BC-24-0790

KIM PHILPOT

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

- Findings of Fact, Opinion, and Order Dismissing
- Claimant's Request for Full Board Review

BC-24-0885

NANCY DULLAGHAN

v.

KYTC

- Findings of Fact, Opinion, and Order Dismissing
- Claimant's Request for Full Board Review
- Respondent's Amended Answer Agreeing to Pay Damages

V. MOTIONS

BC-20-0503

VERA BYRNE

v.

TOURISM, ARTS & HERITAGE CABINET

DEPARTMENT OF PARKS (DOP)

- Respondent's Second Motion to Show Cause Why Case Should Not Be Dismissed

BC-24-0566

DATANYA MORGAN

v.

KENTUCKY DEPARTMENT OF EDUCATION, ET AL.

- Respondent Kentucky Dept. of Education's Motion to Dismiss
- Respondents Administrative Office of the Courts and Judicial Respondents (collectively "Judicial Respondents")'s Motion to Dismiss
- Claimant's Response
- Judicial Respondents' Opposition to Claimant's Response
- Dismiss, *sua sponte*, for lack of jurisdiction over Respondents Kentucky Bar Association, Louisville Metro Government, Metrosafe, and Jefferson County Sheriff's Department

BC-24-0896

NATASHA WASHINGTON

v.

KYTC

- Respondent's Motion to Dismiss

BC-24-0986

ANGELA RILEY

v.

KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM

- Respondent's Motion to Dismiss

VI. RECOMMENDED ORDERS

BC-22-0781

KATHLEEN KIENE

v.

EKU

- Recommended Order Dismissing as Settled

BC-23-0331

MAGNETIC VECTORS, LLC

v.

KYTC

- Recommended Agreed Order of Dismissal

VII. AGREED ORDERS or FOR INSTRUCTIONS

BC-24-0759

JOY L. WOMBLES

v.

KYTC

-Claimant's Third Request for Extension of Time

BC-24-0769

THERIADOL TRAVIS

v.

KYTC

-Agreed Order of Dismissal

BC-24-0807

KERRY MANSFIELD

v.

KYTC

-Dismiss for Failure to Respond to Show Cause Order

BC-24-0831

JENNIFER COOPER

v.

LABOR CABINET

OFFICE OF UNEMPLOYMENT INSURANCE

-Dismiss for Failure to Respond to Show Cause Order

BC-24-0845

LEANN CARPENTER

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPARTMENT OF JUVENILE JUSTICE

-Dismiss for Failure to Respond to Show Cause Order

BC-24-0904

HENDERSON WATER DISTRICT

v.

KYTC

-Agreed Order of Dismissal

BC-24-0969

MICHAEL HAYES,
ADMINISTRATOR OF THE ESTATE OF KRISTA HAYES

v.

UK (holdover from last month)

-Status update on parties' Joint Motion to Dismiss and Settlement Agreement

BC-24-1028
DANELLE GAMBLE

v.
UK

-Respondent's Answer Agreeing to Pay Damages

BC-24-1044
LILLIE HURT

v.
SHELBY COUNTY EMERGENCY MEDICAL SERVICES

-Dismiss, *sua sponte*, for lack of jurisdiction over county entities

VIII. SCHEDULING OF MARCH MEETING

1st: 2nd:

IX. ADJOURNMENT

1st: 2nd: