



PUBLIC PROTECTION CABINET

Kentucky Office of Claims and Appeals

Board of Claims

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DEPUTY SECRETARY

John Hardesty
EXECUTIVE DIRECTOR

February 25, 2025 Meeting

MINUTES

The meeting, conducted via Microsoft Teams, was called to order at approximately 10:09 am., and the following business was conducted in Board of Claims matters.

In attendance were Board members Samuel Wright, Kathryn Thomas, and Dale Sights. Chairman Wright called the meeting to order. A quorum existed and business was conducted.

Also in attendance were: Executive Director John Hardesty, Staff Attorneys Shelby Bevins-Sullivan and Linda Horsman, Clerk Katie Dean, Attorney Allison Brown for Respondent Department of Corrections, Attorney Evan Jones for Respondent Department of Parks, Attorney Phillip West for Respondent Department of Education, Attorney Melissa Norman Bork for Respondents Administrative Office of the Courts, et al., Attorney Chelsea Young for Respondent Kentucky Community and Technical College System, Attorney Sarah Cohen for Respondent Eastern Kentucky University, and Claimant Kim Philpot.

After Executive Director Hardesty delivered the monthly report for the Board of Claims for January 2025, the January Minutes were approved. Member Sights moved to approve the January Minutes with Member Thomas seconding. Having majority in favor, the Motion carried.

After approval of the prior meeting's Minutes, Member Sights moved to appoint Member Thomas as Vice Chair of the Board with Member Thomas seconding. Having all in favor, the Motion carried.

Following the appointment of Member Thomas as Vice Chair, the following claims were taken up for consideration:

BC-24-0714: Marc Moore v. University of Kentucky (UK)

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board vacated the prior decision and entered a Final Order awarding the Claimant \$6,162.50 in damages.

BC-24-0719: Glenn Odom v. Justice & Public Safety Cabinet, Department of Corrections (DOC)

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board vacated the prior order and dismissed the claim.

BC-24-0790: Kim Philpot v. Transportation Cabinet, Department of Highways (KYTC)

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board affirmed its prior decision, dismissing the claim.

BC-24-0885: Nancy Dullaghan v. KYTC

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board vacated the prior decision and entered a Final Order awarding the Claimant \$337.03 in damages.

At approximately 11:05 am, Chairman Wright moved to enter an Executive Session pursuant to KRS 61.815 and KRS 61.810(1)(c) and (j) to deliberate on the following cases: BC-24-0719, BC-24-0790, BC-20-0503, and BC-24-0759. Member Sights seconded. Having all in favor, the Board went into Executive Session.

At approximately 11:54 am, Member Thomas moved to exit the Executive Session and return to Open Session. Member Sights seconded. Having all in favor, the motion carried, and no official action was taken during the Executive Session.

BC-20-503: Vera Byrne v. Tourism, Arts & Heritage Cabinet, Department of Parks

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board abated this claim for one (1) year pursuant to KRS 395.278 and Civil Rule 25.01 due to the Claimant's death.

BC-24-0566: DaTanya Morgan v. Kentucky Department of Education, et al.

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board sustained Respondent Kentucky Department of Education's Motion to Dismiss.

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board sustained Respondents Administrative Office of the Court and Judicial Respondents' Motion to Dismiss.

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board dismissed, *sua sponte*, Respondents Kentucky Bar Association, Louisville Metro Government, Metrosafe, and Jefferson County Sheriff's Department for lack of jurisdiction.

BC-24-0896: Natasha Washington v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board sustained the Respondent's Motion to Dismiss without prejudice.

BC-24-0986: Angela Riley v. Kentucky Community and Technical College System

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board sustained the Respondent's Motion to Dismiss.

BC-22-0781: Kathleen Kiene v. Eastern Kentucky University

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board adopted the Recommended Order Dismissing as Settled.

BC-23-0331: Magnetic Vectors, LLC v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the Recommended Agreed Order of Dismissal.

BC-24-0759: Joy L. Wombles v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board granted the Claimant's Third Motion for Extension of Time.

BC-24-0769: Theriadol Travis v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

BC-24-0807: Kerry Mansfield v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board dismissed the claim for failure to respond to the Show Cause Order.

BC-24-0831: Jennifer Cooper v. Labor Cabinet, Office of Unemployment Insurance

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board dismissed the claim for failure to respond to the Show Cause Order.

BC-24-0845: Leann Carpenter v. Justice & Public Safety Cabinet, Department of Juvenile Justice

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board dismissed the claim for failure to respond to the Show Cause Order.

BC-24-0904: Henderson Water District v. KYTC

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the claim for failure to respond to the Show Cause Order.

BC-24-0969: Michael Hayes, Administrator of the Estate of Krista Hayes v. UK

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board passed this claim to the March meeting.

BC-24-1028: Danette Gamble v. UK

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered a Final Order, awarding the Claimant \$9,720.00 in damages.

BC-24-1044: Lillie Hurt v. Shelby County Emergency Medical Services

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board dismissed the claim, *sua sponte*, for lack of jurisdiction over county entities.

Member Sights motioned to schedule the Board's March meeting for March 25, 2025 at 10:00 am EST. Member Thomas seconded the motion. Having majority in favor, the Motion carried. The Board scheduled its March meeting for March 25, 2025 at 10:00 am EST.

Member Sights moved to adjourn the meeting at approximately 12:00 pm with Member Thomas seconding. Having all in favor, the Motion carried, and the meeting adjourned.