

**COMMONWEALTH OF KENTUCKY**  
**Claims Commission**  
**Agenda**  
**January 22, 2019**

The Kentucky Claims Commission received 47 negligence claims filed against the Commonwealth during the month of **November, 2018** and 28 negligence claims in **December, 2018**.

Pursuant to KRS 49.090(2), the Executive Director and the Staff Attorney decided approximately **63** claims under \$2,500.00 in **November, 2018**. Approximately **41** of these claims were dismissed and approximately **22** were awarded, for an estimated total amount awarded of **\$13,300.96**. The Claims Commission did not meet in November, 2018.

The Executive Director and the Staff Attorney decided approximately **37** claims under \$2,500.00 in **December, 2018**. Approximately **20** of these claims were dismissed and approximately **17** were awarded, for an estimated total amount awarded of **\$12,293.68**.

At its meeting on December 18, 2018, the Claims Commission dismissed eight (8) negligence claims and awarded six (6) negligence claims totaling **\$44,289.96**. Together with the claims investigated pursuant to KRS 49.090(2), the Claims Commission dismissed approximately **28** negligence claims and awarded approximately **25** negligence claims for an estimated total amount awarded of **\$56,583.64** in **December, 2018**.

*CLERK'S NOTE: All claims from 2018 and forward will be numbered as CC (for Claims Commission) rather than BC.*

**FOR INSTRUCTIONS FROM THE COMMISSION:**

**CC-2018-345**

Robbie Hall v. Transportation Cabinet, Dept. of Highways

Notes: Agreed Order of Settlement for **\$3,393.00** signed by the parties and filed by Hearing Officer Patrick Flannery.

**CC-2018-378**

South Lime Studios v. University of Kentucky

Notes: Agreed Order of Dismissal signed by the parties and filed by Hearing Officer Patrick Flannery.

**CC-2018-424**

Sarah H. Brown v. Transportation Cabinet, Dept. of Highways

Notes: Agreed Order of Dismissal for **\$2,500.00** filed by the parties.

**FULL COMMISSION REVIEWS**

**CC-2018-702**

Michael Dilts v. Transportation Cabinet, Dept. of Highways

Notes: Findings of Fact, Opinion and Order denying payment of the claim rendered 12/7/18.

**CC-2018-757**

Joseph Brown v. Transportation Cabinet, Dept. of Highways

Notes: Findings of Fact, Opinion and Order awarding \$399.22 to the Claimant rendered 12/12/18.

MOTIONS

**CC-2018-681**

Brent Hudson v. Tourism, Arts & Heritage Cabinet, Dept. of Parks

Notes: Respondent's unopposed Motion to Dismiss for failure to state a claim upon which relief can be granted.

**CC-2018-769**

Charles Smith v. Justice & Public Safety Cabinet, Dept. of Corrections

Notes: Respondent's unopposed Motion to Dismiss for failure to state a claim upon which relief can be granted.

RECOMMENDED ORDERS

**BC-2017-0021**

Camille Frey v. Tourism, Arts & Heritage Cabinet, Dept. of Parks

Notes: Hearing Officer Tim Cocanougher's Recommended Order of Dismissal for the Claimant's failure to prosecute his claim.

**CC-2018-273**

Mike Smith v. Transportation Cabinet, Dept. of Highways

Notes: Hearing Officer James Howard's Findings of Fact, Conclusions of Law and Recommended Order denying payment of the claim and the Respondent's exceptions filed thereto.

**Total number of claims: 9**

**COMMONWEALTH OF KENTUCKY  
CLAIMS COMMISSION  
*Addendum***

***January 22, 2019***

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**CC-2018-642**

Bradley Saunders v. Justice & Public Safety Cabinet, Dept. of State  
Police

Mediation Agreement awarding the Claimant \$1,000.00 in  
settlement of this claim filed.

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**CC-2018-736**

James Howard v. University of Kentucky

Agreed Order of Settlement awarding the Claimant \$1,500.00 in  
settlement of this claim filed.

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