

Minutes adopted

**COMMONWEALTH OF KENTUCKY
Claims Commission
Agenda
July 24, 2018**

Delana by phone
Patrick out

The Kentucky Claims Commission received 90 negligence claims filed against the Commonwealth during the month of June, 2018. As many claims as possible were set up and served on state agencies.

The Claims Commission processed and/or decided 33 claims under \$2,500.00 in June, 2018. Six (6) of these claims were dismissed and 18 were awarded, for a total amount awarded of **\$12,719.23**.

At its meeting on June 26, 2018, the Kentucky Claims Commission dismissed six (6) negligence claims and awarded four (4) negligence claims totaling **\$279,795.00**. Together with the claims investigated in-house, the Claims Commission dismissed a total of 12 negligence claims and awarded a total of 22 negligence claims for a total amount awarded of **\$292,514.23** in June, 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:

Drop box for meeting material (or data room)

BC-2014-0049

Daniel Lucas, Individually and as Administrator of the Estate of BEATRICE LUCAS, Deceased v. University of Kentucky

Notes: Claims Commission's Order to Comply or Show Cause; no response received from the Claimant. ✓

Counsel's Recommendation: Enter an Order of Dismissal for lack of prosecution on the part of the Claimants for failing to comply with the orders of the Commission.

CC-2018-101

Mark Williamson v. Northern Kentucky University and Community & Technical College Systems

Notes: Claimant's Motion to Dismiss as the claim has been resolved. ✓

Counsel's Recommendation: Enter an Order of Dismissal as requested by the Claimant.

FULL COMMISSION REVIEWS

CC-2018-051

Jainaba Cham #261224 v. Justice & Public Safety Cabinet, Dept. of Corrections

Notes: This claim was original dismissed by the Commission.

uphold

CC-2018-0019

Terry A. Lewis v. Transportation Cabinet, Dept. of Highways

Notes: This claim was original dismissed by the Commission.

MOTIONS

CC-2018-163

Caleb Morris v. Eastern Kentucky University and Department of Veterans Affairs

Notes: Motions to Dismiss from both Respondents and the Claimant's response filed thereto.

Counsel's Recommendation: Grant the motions to dismiss for failure to state a claim upon which relief can be granted.

RECOMMENDED ORDERS

BC-2015-232

Shirley Jo Coffman v. Tourism, Arts & Heritage Cabinet, Ky. State Fair Board

Notes: Hearing Officer Tim Cocanougher's Findings of Fact, Conclusions of Law and Recommended Order denying payment of the claim.

Counsel's Recommendation: Adopt the recommendation of the hearing officer. ✓

BC-2016-169 (*Held over from last month's agenda*)

Marvin Butts v. Transportation Cabinet, Dept. of Highways

Notes: Hearing Officer Allen O. Wilson's Findings of Fact, Conclusions of Law and Recommended Order awarding the Claimants \$1,894.00 in damages.

Counsel's Recommendation: Adopt the recommendation of the hearing officer. ✓

BC-2017-535

Jamaal Colbert v. Transportation Cabinet, Dept. of Highways

Notes: Hearing Officer Tim Cocanougher's Findings of Fact, Conclusions of Law and Recommended Order denying payment of the claim.

Counsel's Recommendation: Adopt the recommendation of the hearing officer. ✓

Total number of claims: 8