



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
John Hardesty
EXECUTIVE DIRECTOR
Samuel T. Wright, III
BOARD CHAIRPERSON
Dale Sights
MEMBER
Kathryn M. Thomas
MEMBER

NOTICE OF REGULAR MEETING

Date: July 25, 2023

Time: 10 AM Eastern Standard Time (EST)

Location: Zoom

- Call to order and roll call
- Executive Director's Report
- Approval of June 2023 Minutes
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Review of calendar and scheduling of August meeting
- Adjournment

Zoom Link:

https://us06web.zoom.us/join/98tyKuGqqz4pEtCStH2HRpwQGY_4b_zwiGZdgrdsriHnUxJ3RCHyOrZ6G-drEfrJ



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Amended Meeting Agenda

Date: July 25, 2023

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. JUNE 2023 MONTHLY REPORT

During the month of June 2023, the Board of Claims received **102** negligence claims filed against the Commonwealth.

The Board rendered **42** decisions in claims *under \$2,500.00* in June 2023. Of those, **0** were dismissed and **42** were awarded for a total amount awarded of **\$27,247.00**.

At its June 2023 meeting, the Board dismissed **6** claims upon Motions, *sua sponte* dismissals, or Recommended Orders; reversed and remanded **1** Recommended Order, and approved **4** Agreed Orders of Dismissal, awarding an additional amount of **\$72,500.00**. With the claims under \$2,500.00, and those decided at the June 2023 Meeting, the Board decided **53** claims, dismissing a total of **6** claims, and awarding a total of **47** claims for a total amount awarded of **\$99,747.00**.

II. APPROVAL OF JUNE MINUTES

1st: 2nd:

III. FULL BOARD REVIEW

BC-22-0652 & 0653

MATTHEW JOHNSON

v.

JUSTICE AND PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC)

-Findings of Fact, Order, and Opinion

-Claimant’s Request for Full Board Review



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BC-23-0229

JENNIFER JEANETTE

v.

TRANSPORTATION CABINET
DEPARTMENT OF HIGHWAYS (KYTC)

- Order Awarding Deductible Amount (\$500)
- Claimant's Request for Full Board Review

BC-23-0341

JASON HOLLAND AND TAYLOR MANSFIELD

v.

KYTC

- Order Awarding Deductible Amount (\$250)
- Claimant's Request for Full Board Review

IV. MOTIONS

BC-23-0230

NASHAWN TYUS

v.

DOC

- Respondent's Motion to Dismiss

V. RECOMMENDED ORDERS

BC-21-0444

ANTHONY FERGUSON

v.

KYTC

- Recommended Order of Dismissal



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BC-21-0620

TIMOTHY STRATTON

v.

KYTC

-Recommended Order of Dismissal

VI. AGREED ORDERS OR FOR INSTRUCTIONS

BC-17-0176

MARTHA HALL

v.

KYTC

-Agreed Order of Dismissal

BC-17-0404

CHRISTOPHER LYNN

v.

MURRAY STATE UNIVERSITY

-Agreed Order of Dismissal

BC-19-0833

ROBERT STRINGER

v.

CABINET OF HEALTH AND FAMILY SERVICES

-Agreed Order of Dismissal

BC-22-0675

TYLER SCHIRMER

v.

POWELL COUNTY SHERIFF'S DEPARTMENT

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



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BC-22-0676

TYLER SCHIRMER

v.

STANTON POLICE DEPARTMENT

-Dismiss, *sua sponte*, for lack of jurisdiction over municipal entity

BC-22-0677

TYLER SCHIRMER

v.

POWELL COUNTY DETENTION CENTER

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

VII. SCHEDULING OF AUGUST MEETING

VIII. ADJOURNMENT

1st: 2nd: