

COMMONWEALTH OF KENTUCKY  
Claims Commission  
Agenda  
June 20, 2017

mc cw JB  
BR PE RS  
JB. MM

The Kentucky Claims Commission received 36 negligence claims filed against the Commonwealth during the month of May, 2017. Paula reports that 41 claims were set up and two (2) claims were returned for lack of jurisdiction.

Investigator Angela Robertson decided 25 claims under \$1,000.00 in May, 2017. Angela reports that five (5) of these claims were denied and 20 were awarded, for a total amount awarded of \$7,695.75.

At its meeting on May 23, 2017, the Kentucky Claims Commission dismissed six (6) negligence claims and awarded 12 negligence claims totaling \$88,892.85. Together with the claims investigated in-house, the Claims Commission dismissed a total of 11 negligence claims and awarded a total of 32 negligence claims for a total amount awarded of \$96,588.60 in May, 2017.

FOR INSTRUCTIONS FROM THE COMMISSION:

**BC-2015-00865** ✓

Geneva Hoskins vs. Transportation Cabinet / Dept. of Highways

Notes: Agreed Order of Dismissal for \$1,000.00 filed.

Counsel's Recommendation: Enter the Agreed Order awarding the Claimant \$1,000.00 in settlement of this claim.

**BC-2016-00133** ✓

Leon and Valerie Sullivan v. Transportation Cabinet, Dept. of Highways

Notes: Agreed Order of Dismissal for \$3,000.00 filed.

Counsel's Recommendation: Enter the Agreed Order awarding the Claimants \$3,000.00 in settlement of this claim.

**BC-2016-00323** ✓

James Mallory #145128 v. Justice & Public Safety Cabinet / Dept. of Corrections

Notes: Agreed Order of Dismissal for \$550.00 filed.

Counsel's Recommendation: Enter the Agreed Order awarding the Claimant \$550.00 in settlement of this matter.

**BC-2016-00325** ✓

James Whittemore v. Justice & Public Safety Cabinet/ Ky. State Police Dept.

Notes: Formal complaint against Hearing Officer Allen Wilson by the Claimant's private investigator, Retired Sgt. Don C. Jackson.

Counsel's Recommendation: For discussion. *MM to draft letter.*

**BC-2016-00465** ✓

Marion Pulliam v. Transportation Cabinet / Dept. of Highways

Notes: Agreed Order of Dismissal for \$4,000.00 filed.

Counsel's Recommendation: Enter the Agreed Order of Dismissal awarding the Claimant \$4,000.00 in settlement of this claim.

**BC-2016-00646** ✓

Christine A. Moore v. Tourism, Arts & Heritage Cabinet / Dept. of Parks

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

Counsel's Recommendation: Enter the Agreed Order of Dismissal awarding the Claimant \$500.00 in settlement of this claim.

**BC-2017-00044** ✓

Carl Breckenridge vs. Transportation Cabinet / Dept. of Highways

Notes: Agreed Order of Dismissal for \$1,250.00 filed by the parties.

Counsel's Recommendation: Enter the Agreed Order of Dismissal awarding the Claimant \$1,250.00 in settlement of this claim.

**BC-2017-00108** ✓

Art's Way Manufacturing Co., Inc. v. Tourism, Arts & Heritage Cabinet / Ky. State Fair Bd.

Notes: Claimant's agreement to settle this claim for \$41,686.00 filed.

Counsel's Recommendation: Enter an Order awarding the Claimant \$41,686.00 as agreed by the parties.

**BC-2017-00160** ✓

Michael Duty v. University of Kentucky

Notes: Respondent's Answer recommending payment of the claim filed.

Counsel's Recommendation: Enter an Order awarding the Claimant \$1,531.00 in settlement of this claim.

MOTIONS:

**BC-2016-00408**

Loretta Hill v. Finance and Administration Cabinet

Notes: Respondent's Motion to Dismiss Claim as Paid. ✓

Counsel's Recommendation: Enter an Order granting the Respondent's Motion to Dismiss as settled.

**BC-2017-00169**

Ronnie Davis, d/b/a Discount Auto Sales v. Transportation Cabinet

Notes: Respondent's Motion to Dismiss filed. ✓

Counsel's Recommendation: Enter an Order granting the Respondent's Motion to Dismiss for failure to state a claim upon which relief can be granted, pursuant to KRS 44.070(1).

RECOMMENDED ORDERS:

**BC-2016-00379**

Chelsea Sharp vs. Transportation Cabinet / Dept. of Highways

Notes: Hearing Officer Doug Hardin's Order Recommending Dismissal of the claim.

Counsel's Recommendation: Adopt the recommendation of the hearing officer dismissing the claim for the Claimant's failure to prosecute. ✓

**Total number of Claims: 12**