



**PUBLIC PROTECTION CABINET**  
**Kentucky Office of Claims and Appeals**  
**Board of Claims**

**Andy Beshear**  
GOVERNOR  
**Jacqueline Coleman**  
LIEUTENANT GOVERNOR

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

**Meeting Agenda**

**Date: June 19, 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. MAY 2023 MONTHLY REPORT**

During the month of May 2023, the Board of Claims received **103** negligence claims filed against the Commonwealth.

The Board rendered **72** decisions in claims *under \$2,500.00* in May 2023. Of those, **48** were dismissed and **24** were awarded for a total amount awarded of **\$18,688.36**.

At its May 2023 meeting, the Board reversed **1** claim upon Full Board Review, dismissed **5** claims upon Motions, *sua sponte* dismissals, or Recommended Orders, accepted in part, and reversed in part **1** Recommended Order, and approved **3** Agreed Orders of Dismissal, awarding an additional amount of **\$285,744.93**. With the claims under \$2,500.00, and those decided at the May 2023 Meeting, the Board decided **84** claims, dismissing a total of **54** claims, and awarding a total of **30** claims for a total amount awarded of **\$304,433.29**.

**II. APPROVAL OF MAY MINUTES**

1st:           2nd:

**III. MOTIONS**

**BC-22-0794**

MARCUS LAWRENCE, SR.

v.

JUSTICE AND PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC)

-Respondent’s Motion to Dismiss



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**BC-22-0976**

MARCUS LAWRENCE, SR.

v.

DOC

-Respondent's Motion to Dismiss

**BC-22-0993**

MARCUS LAWRENCE, SR.

v.

DOC

-Respondent's Motion to Dismiss

**BC-23-0290**

WILLIAM WALKER

v.

DOC

-Respondent's Motion to Dismiss

-Claimant's Response

**IV. RECOMMENDED ORDERS**

**BC-20-0407**

JENNIFER PEYTON

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

-Recommended Order of Dismissal

**BC-22-0954**

ALBERT SEXTON

v.

KYTC

-Recommended Order of Dismissal



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**V. AGREED ORDERS or FOR INSTRUCTIONS**

**BC-20-0469**

TRADEWATER ORGANICS, LLC

v.

JUSTICE AND PUBLIC SAFETY CABINET  
KENTUCKY STATE POLICE

-Status update on Final Order

**BC-22-0906**

LISA VARNER

AS NEXT FRIEND OF

ABBIGAIL VARNER

v.

CLARK COUNTY BOARD OF EDUCATION;  
CLARK COUNTY SCHOOLS

-Agreed Order of Dismissal

**BC-22-0956**

NYE'SHA ANCRUM

v.

KYTC

-Agreed Order of Dismissal

-Settlement Release



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**BC-23-0023**

BRENDA GILBERT,  
ADMINISTRATOR OF  
THE ESTATE OF JACK GILBERT

v.

UNIVERSITY OF KENTUCKY (UK)

- Joint Motion to Dismiss
- Agreed Order of Dismissal
- Settlement Release

**BC-23-0037**

WHITNEY COOTS

v.

UK

- Agreed Order of Dismissal

**BC-23-0274**

MICHAEL BURGESS

v.

KYTC

- Claimant's request to reopen claim after being dismissed for under \$250.00.