



**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

**DJ Wasson**  
DEPUTY SECRETARY

**John Hardesty**  
EXECUTIVE DIRECTOR

## NOTICE OF REGULAR MEETING

Date: June 25, 2024

Time: 10:00 AM Eastern Standard Time (EST)

Location: Microsoft Teams

- Call to Order and Roll Call
- Executive Director's Report
- Approval of May 2024 Minutes
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Scheduling of June 2024 meeting
- Adjournment

Microsoft Teams Link: [Join the meeting now](#)

Meeting ID: 293 446 239 94

Passcode: Gsrnzx



## PUBLIC PROTECTION CABINET

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### Meeting Agenda

**Date: June 25, 2024**

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 MONTHLY REPORT**

During the month of May 2024, the Board of Claims received **119** negligence claims filed against the Commonwealth.

The Board rendered **94** decisions in claims *under \$2,500.00* in May 2024. Of those, **53** were dismissed and **41** were awarded for a total amount awarded of **\$22,341.51**.

At its May meeting, the Board vacated **1** claim upon Full Board Review, dismissed **4** claims upon Motions and Recommended Orders, and granted **2** Agreed Orders of Dismissal, awarding an additional amount of **\$5,795.08**. With the claims under \$2,500.00, and those decided at the May Meeting, the Board decided **101** claims, dismissing a total of **57** claims, and awarding a total of **44** claims for a total amount awarded of **\$28,136.59**.

#### **II. APPROVAL OF MAY MINUTES**

1st:            2nd:

#### **III. FULL BOARD REVIEW**

**BC-24-0431**

JOHNNY BUTLER

v.

COMMONWEALTH OF KENTUCKY

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

-Order Awarding Deductible (\$1,000.00)

-Claimant’s Request for Full Board Review

-Respondent’s Response

**BC-24-0455**

RACHEL WIRTH

v.

TOURISM, ARTS & HERITAGE CABINET  
KENTUCKY CONVENTION CENTER

- Order Dismissing (under \$250.00)
- Claimant's Request for Full Board Review

**IV. MOTIONS**

**BC-24-0002**

DELAINA WILSON

v.

CLARK CO. SHERIFF'S DEPT.;  
WOLFE CO. SHERIFF'S DEPT.;  
JUSTICE & PUBLIC SAFETY CABINET  
KENTUCKY STATE POLICE; and  
OFFICE OF THE ATTORNEY GENERAL

- Respondent Kentucky State Police's Motion to Dismiss
- Respondent Office of the Attorney General's Motion for Summary Disposition
- Claimant's Response to Respondent Office of the Attorney General's Motion
- Respondent Office of the Attorney General's Reply

**BC-24-0053**

DELAINA WILSON

v.

JUDGE COLE MAIER;  
MASTER COMMISSIONER ALEX ROWADY;  
JUDICIAL CONDUCT COMMISSION;  
JUSTICE & PUBLIC SAFETY CABINET  
KENTUCKY STATE POLICE;  
PUBLIC PROTECTION CABINET  
DEPARTMENT OF FINANCIAL INSTITUTIONS; and  
CABINET OF HEALTH AND FAMILY SERVICES

- Respondents Judge Maier and Master Commissioner Rowady's Motion to Dismiss
- Claimant's Response
- Respondent Judicial Conduct Commission's Motion for Summary Disposition
- Respondent Kentucky State Police's Motion to Dismiss
- Respondent Department of Financial Institutions's Answer and Motion to Dismiss.
- Respondent Cabinet of Health and Family Services's Answer

**V. RECOMMENDED ORDERS**

N/A

**VI. AGREED ORDERS or FOR INSTRUCTIONS**

**BC-17-0192**

ESTATE OF TYLER WILLIAMS

v.

KYTC

-Agreed Order of Dismissal

**BC-23-0474**

VERONICA BLACK

v.

KYTC

-Agreed Order of Dismissal

**BC-23-0620**

JERRY AND HOLLY SLONE

v.

KYTC

-Agreed Order of Dismissal

-Settlement Agreement

**BC-24-0245**

WINDSTREAM COMMUNICATIONS, LLC

v.

TOURISM, ARTS & HERITAGE CABINET

KENTUCKY HORSE PARK

-Respondent's Answer Admitting Negligence

-Entry of Final Order Awarding Claimant's Damages

**BC-24-0674**

BILLY CAUDILL

v.

UNIVERSITY OF KENTUCKY

-Respondent's Answer Admitting Negligence

-Entry of Final Order Awarding Claimant's Damages

**BC-23-0648**

FLYNN BROTHERS CONTRACTING

v.

EDUCATION CABINET

DEPARTMENT OF EDUCATION

-Dismiss, *sua sponte*, for lack of jurisdiction over subrogation claims

**BC-23-0779**

LAWANNA BROCK

v.

BOARD OF COSMOTOLOGY, ET AL.

- Claimant's Request to Withdraw Claim
- Entry of Final Order Granting Request to Withdraw

**BC-24-0463**

EDDIE DEAN COMBS

v.

TRAVELERS PROPERTY CASUALTY COMPANY OF KENTUCKY

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

**BC-24-0464**

EDDIE DEAN COMBS

v.

KENTUCKY FARM BUREAU MUTUAL INSURANCE COMPANY

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

**BC-24-0608**

SEDGWICK AS THIRD-PARTY ADMINISTRATOR FOR  
BAUMANN PAPER COMPANY

v.

CITY OF LEXINGTON

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

**VII. SCHEDULING OF JULY MEETING**

**VIII. ADJOURNMENT**

1st:                    2nd: