



**Andy Beshear**  
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## PUBLIC PROTECTION CABINET

**Kentucky Office of Claims and Appeals**

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### June 25, 2024 Meeting

### MINUTES

The meeting, conducted via Zoom, was called to order at approximately 10:07 am., and the following business was conducted in Board of Claims matters.

In attendance were Board members Samuel Wright, Kathryn Thomas, and Dale Sights. Chairman Wright called the meeting to order.

A quorum existed and business was conducted. Also in attendance were: Staff Attorneys Shelby Bevins-Sullivan and Linda Horsman, Clerk Katie Dean, Hearing Officers Charles Miller and Barry Sullivan, Attorney Matthew Bowling for Respondent Kentucky State Police, Attorney Lindsey Keiser for Respondent Office of the Attorney General, Attorney Olivia Amlung for Respondent Judicial Conduct Commission, Attorney Gary Stephens for Respondent Department of Financial Institutions, Attorney Whitney Stepp-Gay for Respondent University of Kentucky, and Claimant Delaina Wilson.

After Staff Attorney Bevins-Sullivan delivered the monthly report for the Board of Claims for May 2024, the May 2024 Minutes were approved. Member Dale Sights moved to approve the May 2024 Minutes with Member Kathryn Thomas seconding. Having all in favor, the Motion carried.

After approval of the prior meeting's Minutes, the following cases were taken up for consideration:

**BC-24-0431: Johnny Butler v. Transportation Cabinet, Dept. of Highways (KYTC)**

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board affirmed its prior decision, awarding the Claimant \$1,000.00.

**BC-24-0455: Rachel Wirth v. Tourism, Arts & Heritage Cabinet, Kentucky Convention Center**

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board affirmed its prior decision, dismissing the claim.

At approximately 11:00 am, Chairman Wright moved to enter an Executive Session pursuant to KRS 61.815 and KRS 61.810(1)(c) and (j) to deliberate on the following cases: BC-24-0002 and BC-24-0053. Member Thomas seconded. Having all in favor, the Board went into Executive Session.

At approximately 11:27 am, Member Sights moved to exit the Executive Session and return to Open Session. Member Thomas seconded. Having all in favor, the motion carried, and no official action was taken during the Executive Session.

**BC-24-0002: Delaina Wilson v. Clark Co. Sheriff's Department; Wolfe Co. Sheriff's Department; Justice and Public Safety Cabinet, Kentucky State Police (KSP); and Office of the Attorney General**

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board dismissed, *sua sponte*, Respondents Clark and Wolfe Co. Sheriff's Department for lack of jurisdiction over county entities, sustained Respondent Kentucky State Police's Motion to Dismiss, and sustained Respondent Office of the Attorney General's Motion for Summary Disposition.

**BC-24-0053: Delaina Wilson v. Judge Cole Maier; Master Commissioner Alex Rowady; Judicial Conduct Commission; KSP; Public Protection Cabinet, Department of Financial Institutions; and Cabinet of Health and Family Services, Office of Vital Statistics**

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board sustained Respondent KSP's Motion to Dismiss, sustained Respondents Judge Maier and Commissioner Rowady's Motion to Dismiss, sustained Respondent Department of Financial Institutions's Motion to Dismiss, and dismissed Respondent Office of Vital Statistics, dismissing the claim in its entirety.

**BC-17-0192: Estate of Tyler Williams v. KYTC**

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

**BC-23-0474: Veronica Black v. KYTC**

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

**BC-23-0620: Jerry & Holly Slone v. KYTC**

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

**BC-24-0245: Windstream Communications, LLC v. Tourism, Arts & Heritage Cabinet, Kentucky Horse Park**

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board entered a Final Order, awarding the Claimant its damages based upon the Respondent's Answer.

**BC-24-0674:** Billy Caudill v. University of Kentucky

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board entered a Final Order, awarding the Claimant damages based upon the Respondent's Answer.

**BC-23-0648:** Flynn Brothers Contracting v. Education Cabinet, Department of Education

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board dismissed this claim, *sua sponte*, for lack of jurisdiction over subrogation claims.

**BC-23-0779:** Lawanna Brock v. Board of Cosmetology, et al.

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board granted the Claimant's request to withdraw.

**BC-24-0463:** Eddie Dean Combs v. Travelers Property Casualty Company of Kentucky

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board dismissed this claim, *sua sponte*, for lack of jurisdiction over a private entity.

**BC-24-0464:** Eddie Dean Combs v. Kentucky Farm Bureau Mutual Insurance Company

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board dismissed this claim, *sua sponte*, for lack of jurisdiction over a private entity.

**BC-24-0608:** Sedgwick, as Third-Party Administrator for Baumann Paper Company v. City of Lexington

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board dismissed this claim, *sua sponte*, for lack of jurisdiction over municipal entities and subrogation claims.

Chairman Wright motioned to schedule the Board's July meeting for July 23, 2024 at 10:00 am EST. Member Thomas seconded the motion. Having all in favor, the Motion carried. The Board scheduled its July meeting for July 23, 2024 at 10:00 am EST.

Member Sights moved to adjourn the meeting at approximately 11:35 am with Member Thomas seconding. Having all in favor, the Motion carried, and the meeting adjourned.