

**COMMONWEALTH OF KENTUCKY**  
**Board of Claims**  
**Minutes**  
**March 17, 2011**

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The Board of Claims received 143 new claims during the month of February, 2011. A total of 81 claims were set up, according to Assistant Clerk Paula Woolums. Five (5) claims were returned by Paula for lack of jurisdiction.

Investigators Jackie Lynch and Wanda Luttrell decided 38 claims (under \$1,000.00) in February, 2011. Jackie reports that 32 claims were dismissed and six (6) claims were awarded, for a total amount awarded of \$1,651.58.

At its Board meeting on February 17, 2011, the Board dismissed 17 claims and awarded five (5) claims totaling \$29,947.37. Together with the claims investigated in-house, the Board dismissed a total of 49 claims and awarded a total of 11 claims for a total amount awarded of \$31,598.95 in February, 2011.

Mr. Forgy announced that he no longer has a conflict with the Transportation Cabinet and will therefore no longer be abstaining from voting on Transportation Cabinet claims.

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Members Present: James F. Sullivan, Chair  
Jo Ann Phillips, Board Member  
L. E. Forgy, Board Member  
Michael Plummer, Board Member  
Virginia Woodward, Executive Director  
G. Mitchell Mattingly, Attorney  
Jackie Lynch, Investigator  
Wanda Luttrell, Investigator  
Paula Woolums, Assistant Clerk  
Lisa G. Robinson, Clerk

**Addendum**

BC-2010-00254

Tammy Horne vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2010-00357

Joshua Smith vs. Transportation Cabinet

Grant Award - \$3,000.00 [Board awarded]

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BC-2010-00358

Shellena Smith vs. Transportation Cabinet

Grant Award - \$12,000.00 [Board awarded]

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BC-2010-00398

Richard Kerst vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$2,360.00 [Board awarded]

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BC-2010-00749

Caldwell County Water District vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$13,816.04 [Board awarded]

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BC-2011-00150

James Jointer vs. University of Kentucky

Grant Award - [Held In Abeyance]

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**For Instructions From the Board**

BC-2008-00472

James Lindsay vs. Tourism, Arts & Heritage Cabinet / Department of Parks

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2010-00412

George Young vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$1,000.00 [Board awarded]

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BC-2010-00530

Michael Gibson vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$975.00 [Board awarded]

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BC-2010-00789

Sherri Ramirez vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

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BC-2010-00817

Thomas Moran vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$1,000.00 [Board awarded]

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BC-2011-00023

Jack Wilson vs. Bell County EMS and Bell County Fiscal Court

Grant Award - \$0.00 [Board ordered dismissed]

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BC-2011-00068

Ronald Bradford vs. Transportation Cabinet

Grant Award - \$0.00 [Board ordered dismissed]

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**Full Board Review**

BC-2010-00809

Donna Fittje vs. Department of Parks / Tourism, Arts and Heritage

Grant Award - [Held over until next board meeting]

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BC-2010-00826

Janet Hill; Wardell Hill vs. Department of Highways / Transportation

Grant Award - [Upheld previous dismissal]

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BC-2011-00063

Lesa Bullard vs. Department of Highways / Transportation

Grant Award - \$500.00 [Reversed previous dismissal and awarded]

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## **Motions**

BC-2010-00651

James Adkins vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - [Assigned to Hearing Officer]

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BC-2010-00751

Moosa Arshad vs. Tourism, Arts and Heritage Cabinet / Ky. State Fair Board

Grant Award - \$0.00 [Upheld previous dismissal]

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BC-2010-00756

Henry Brockman; Deborah Brockman vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Requested additional information from claimant or respondent]

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BC-2010-00820

Brian Stegman vs. Cabinet for Health and Family Services

Grant Award - \$0.00 [Board ordered dismissed]

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## **Recommended Order**

BC-2004-00771

Hope Brooks; Anna Stede vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

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BC-2008-01085

Chanda Willoughby vs. Transportation Cabinet / Department of Highways

Grant Award - [Remanded back to Hearing Officer]

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BC-2009-00391

Eddie Vaughn vs. Justice and Public Safety Cabinet / Department of Corrections

Grant Award - [Board ordered dismissed]

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BC-2009-00610

Monna Clark vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

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BC-2010-00509

Shirley Jean Allen vs. University of Kentucky

Grant Award - [Remanded back to Hearing Officer]

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Total number of Claims: 25