

**COMMONWEALTH OF KENTUCKY**  
**Board of Claims**  
**Minutes**  
**May 15, 2008**

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The Board of Claims received 217 new claims during the month of April, 2008. Of these, 136 were set up under \$1,000.00, ten (10) were set up under \$100.00, and four (4) were set up over \$1,000.00, for a total of 150 new claims ready to be processed.

There were 198 active claims under \$1,000.00 as of May 1, 2008. Of these, 121 were suspended for procedural reasons, and Answers have been received for 77 claims which are waiting for a decision. None of those claims are due out until May 10, 2008, which puts us about a week ahead of the 60-day statutory limit. The number of claims received under \$1,000.00 has tripled in comparison to the number of claims typically received, according to investigator Jackie Lynch.

The Board awarded ten (10) claims for a total of \$334,394.68 at its April 17, 2008 meeting. Of these, six (6) claims were decided by Agreed Order. There were also 23 claims dismissed by the Board at that meeting. One claim, against the University of Kentucky Medical Center in the amount of \$76,200.00, was paid from the ANOC Fund.

Due to the contractual amount of money that each Hearing Officer has left for this fiscal year, Mitch Mattingly has instructed that no new claims be assigned to Hearing Officers until the new contracts are approved for the 2008-09 Fiscal Year. As of May 1, 2008, there were six (6) claims waiting to be assigned to Hearing Officers.

There were eleven (11) hearings scheduled by Hearing Officers in April, 2008. Of these, only one (1) hearing was actually held.

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Members Present: Billy Goodman, Chair  
Jo Ann Phillips  
Larry E. Forgy  
Michael Plummer  
Board member Tom Handy was not present.

**Addendum**

3C-2007-00816  
Glenn Felts vs. UK Medical Center / University of Kentucky  
Grant Award - \$531.50 [Board awarded]

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**Full Board Review**

3C-2007-00529  
Walter Combs; Ruvisela Combs vs. Department of Highways / Transportation  
Grant Award - \$1,895.00 [Vacate previous Board Order]

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3C-2007-00807  
William Burdine vs. Justice and Public Safety Cabinet / Justice and Public Safety Cabinet  
Grant Award - \$0.00 [Upheld previous dismissal]

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**Motions**

3C-1996-00742  
James Whitehead; Thomas Phillips vs. Highway Department / Transportation Cabinet  
Grant Award - [Motion Granted]

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3C-2007-00265

Marsha Dickey; Tamekia Dickey vs. Department of Highways / Transportation Cabinet

Grant Award - [Board ordered dismissed]

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3C-2007-00643

Jananda Bailey vs. Department of Highways / Transportation

Grant Award - [Overruled Motion]

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3C-2008-00112

Timothy Rouse vs. Fulton County Jail, et al.

Grant Award - [Motion Granted]

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3C-2008-00114

Adam Burdin vs. Department of Parks / Commerce Cabinet

Grant Award - [Overruled Motion]

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3C-2008-00152

Lattie Anderson vs. University of Louisville

Grant Award - [Overruled Motion]

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### **Recommended Order**

3C-2004-00033

Trrazier Dailey vs. Cabinet for Health and Family Services

Grant Award - [Board ordered dismissed]

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3C-2004-00439

Martha Teegarden vs. Department of Highways / Transportation Cabinet

Grant Award - [Overruled Motion]

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3C-2004-00443

Brandon Walters; Mary Jones vs. Department of Education; Bath County Board of Education; Cabinet for Health and Family Services; and Department of Juvenile Justice / Justice and Safety Public Cabinet

Grant Award - [Board ordered dismissed]

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3C-2004-00587

Bobby Hamilton vs. Department of Highways / Transportation Cabinet

Grant Award - [Held over until next board meeting]

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3C-2004-00900

Mark LeBlanc vs. Department of Corrections / Justice and Public Safety Cabinet

Grant Award - [Board ordered dismissed]

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3C-2006-00076

Charlotte Hall vs. Department of Parks / Commerce Cabinet

Grant Award - \$8,084.30 [Board awarded]

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3C-2006-00434

immie Pedigo vs. Transportation Cabinet

Grant Award - \$15,800.90 [Board awarded]

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3C-2007-00537

lamo Group IA dba Herschel vs. Kentucky State Fair Board / Commerce Cabinet

Grant Award - [Board ordered dismissed]

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3C-2007-00575

Keith Floyd vs. Transportation Cabinet

Grant Award - [Board ordered dismissed]

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3C-2007-00683

Denice Pogue vs. Department of Parks / Commerce Cabinet

Grant Award - \$838.00 [Board awarded]

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3C-2007-00787

Gregory Shepherd and Adam Trent vs. Transportation Cabinet

Grant Award - \$600.00 [Board awarded]

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3C-2008-00055

Kathy O'Daniel vs. Transportation Cabinet

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

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Total number of Claims: 21