

COMMONWEALTH OF KENTUCKY

Board of Claims

Minutes

November 19, 2009

The Board of Claims received 69 new claims during the month of September, 2009. A total of 81 new claims were set up, according to Assistant Clerk Paula Woolums. Paula also dismissed three (3) claims for being under the \$100.00 threshold.

Investigators Jackie Lynch and Wanda Luttrell decided 38 claims (under \$1,000.00) in October, 2009. Jackie reports that nineteen (19) claims were dismissed and 19 claims were awarded, for a total amount awarded of \$6,393.95.

At its Board meeting on October 15, 2009, the Board dismissed six (6) claims and awarded twelve (12) claims totaling \$295,044.13. Together with the claims investigated in-house, the Board dismissed a total of 25 claims and awarded a total of 31 claims for a total amount awarded of \$301,438.08 in October, 2009.

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

Addendum

BC-2008-00959

Sharon Savadogo vs. Transportation Cabinet

Grant Award - \$10,000.00 [Board awarded]

BC-2009-00324

Kathy Kimberlin vs. Transportation Cabinet

Grant Award - \$0.00 [Board ordered dismissed]

For Instructions From the Board

BC-1998-00585

Carol Williams vs. Cabinet for Health & Family Services

Grant Award - [Board ordered dismissed]

BC-2006-00376

Christine Stewart vs. Tourism, Arts & Heritage Cabinet / Department of Parks

Grant Award - \$18,000.00 [Board awarded]

BC-2008-00254

Tonya Reed vs. Eastern Kentucky University

Grant Award - \$0.00 [Board ordered dismissed]

BC-2008-00926

Jennifer Hester, Natural Mother and Next Friend of Julie Smith vs. Cabinet for Health and Family Services

Grant Award - \$0.00 [Board ordered dismissed]

BC-2008-01039

Zhijing Dang vs. University of Kentucky

Grant Award - [Board ordered dismissed]

BC-2008-01144

Marriel Lucas vs. Cabinet for Health and Family Services

Grant Award - \$0.00 [Board ordered dismissed]

BC-2009-00134

Carl Mason vs. Transportation Cabinet / Department of Highways

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

BC-2009-00172

Christopher Gehring vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$800.00 [Board awarded]

BC-2009-00282

Matthew Hollenkamp vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00307

Rhoda Satchwell vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$700.00 [Board awarded]

BC-2009-00372

Marvin Wall; Betty Wall vs. Transportation Cabinet

Grant Award - \$0.00 [Board ordered dismissed]

BC-2009-00388

Ernest Marsillett vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00400

Schannon Clayton vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00410

Steve Gamble vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00416

Lisa Warren vs. Tourism, Arts and Heritage Cabinet / Dept. of Parks

Grant Award - \$600.00 [Board awarded]

BC-2009-00418

John Claycomb vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00450

Dwayne Carrico vs. Bullitt County Detention Center

Grant Award - [Board ordered dismissed]

BC-2009-00456

Denise Madden vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00465

Chad Harrod vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00490

Misty McVay vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00508

Mary Harris vs. UK Medical Center / University of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00525

Philip Thompson vs. Commonwealth of Kentucky

Grant Award - [Board ordered dismissed]

BC-2009-00549

Charles Croft vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00552

Craig Astor vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00564

Billy Cook vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00574

Catharine Strickler vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2009-00576

Sandy Travis vs. Transportation Cabinet

Grant Award - [Board ordered dismissed]

BC-2009-00680

Frank Reinhart vs. Transportation Cabinet

Grant Award - \$1,500.00 [Board awarded]

BC-2009-00720

Jerry Bowles vs. Transportation Cabinet / Department of Highways

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

BC-2009-00727

Darrell Howard vs. City of Richmond

Grant Award - [Board ordered dismissed]

BC-2009-00748

Douglas Allen vs. Two Rivers Halfway House and Transitions, Inc.

Grant Award - [Board ordered dismissed]

BC-2009-00753

Gregory Snider vs. Tourism, Arts & Heritage Cabinet / Frankfort Covention Center

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

BC-2009-00813

Erwin Gamble vs. Transportation Cabinet

Grant Award - [Board ordered dismissed]

Full Board Review

BC-2009-00496

Charles Stratton vs. Justice and Public Safety Cabinet

Grant Award - [Upheld previous dismissal]

BC-2009-00563

Taylor Hudson vs. Justice and Public Safety Cabinet

Grant Award - [Upheld previous dismissal]

BC-2009-00688

Teddy Collins vs. Department of Highways / Transportation

Grant Award - \$467.91 [Reversed previous dismissal and awarded]

Motions

BC-2007-00745
Richard Stinnett vs. Justice and Public Safety Cabinet / Dept. of Corrections
Grant Award - [Motion Granted]

BC-2009-00335
Georgene Ebert vs. Military Affairs
Grant Award - [Board ordered dismissed]

BC-2009-00417
Larry Dennison vs. Justice and Public Safety Cabinet / Dept. of Corrections
Grant Award - [Motion Granted]

BC-2009-00492
Misty Slater vs. Justice and Public Safety Cabinet / Department of Corrections
Grant Award - [Motion Granted]

BC-2009-00518
Tammy Carpenter vs. Cabinet for Health and Family Services
Grant Award - \$0.00 [Board ordered dismissed]

BC-2009-00614
Berry Craig vs. Murray State University
Grant Award - [Board ordered dismissed]

Recommended Order

BC-1990-01313
Robin Babbitt, et al. v. Transportation Cabinet, Department of Highways.
Grant Award - \$343,745.00 [Board awarded]

BC-1998-00133
Virginia Gaither vs. Kentucky State Police / Justice and Public Safety Cabinet
Grant Award *\$168,729.90* [Board awarded]

BC-1999-01035
Brandon Taylor, Personal Representative of the Estate of Sherry Taylor vs. Transportation
Cabinet, Department of Highways
Grant Award - [Board ordered dismissed]

BC-2000-00982
Sue Hinkle vs. Transportation Cabinet / Dept. of Highways
Grant Award - \$170,357.37 [Board awarded]

BC-2005-00901
Brian Spencer; Joe Spencer vs. Finance and Administration Cabinet / Kentucky River
Authority
Grant Award - [Board ordered dismissed]

BC-2005-01068

Gregory Dalton; Melissa Dalton vs. Transportation Cabinet / Department of Highways

Grant Award - [Board ordered dismissed]

BC-2007-00097

Alfred Coats vs. Transportation Cabinet

Grant Award - \$46,688.50 [Board awarded]

BC-2007-00463

Jason Stearman vs. Transportation Cabinet

Grant Award - [Board ordered dismissed]

BC-2007-00504

James Oliver vs. Transportation Cabinet / Department of Highways

Grant Award - \$3,535.33 [Board awarded]

BC-2007-00757

Sabrina Page vs. Transportation Cabinet / Dept. of Highways

Grant Award - \$15,649.97 [Board awarded]

BC-2007-00886

Samuel Sturm vs. Warren County Regional Jail

Grant Award - [Board ordered dismissed]

BC-2008-00642

Curtis Brown vs. Justice and Public Safety Cabinet / Dept. of Corrections

Grant Award - [Board ordered dismissed]

BC-2008-00825

Timothy Seward vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2008-01085

Chanda Willoughby vs. Transportation Cabinet

Grant Award - [Overruled Motion]

BC-2008-01174

Charles Ellis vs. Transportation Cabinet / Dept. of Highways

Grant Award - [Board ordered dismissed]

BC-2008-01177

Maher Elnagdy vs. Justice and Public Safety Cabinet / Department of State Police

Grant Award - [Board ordered dismissed]

BC-2008-01224

Joseph Mattingly vs. Transportation Cabinet

Grant Award -

[Board ordered dismissed]

BC-2009-00482

Alma Weyerbacher vs. Tourism, Arts and Heritage Cabinet / Department of Parks

Grant Award -

[Board ordered dismissed]

Total number of Claims: 62