



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: November 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 October 2024 Minutes
- Review and Approval of Proposed Regulation Amendments
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Scheduling of January 2025 meeting
- Adjournment

Microsoft Teams [Need help?](#)

[Join the meeting now](#)

Meeting ID: 224 843 675 882

Passcode: sZ2qT3kC

Dial in by phone

[+1 502-632-6289,,915180980#](#) United States, Louisville

[Find a local number](#)

Phone conference ID: 915 180 980#

For organizers: [Meeting options](#) | [Reset dial-in PIN](#)



PUBLIC PROTECTION CABINET

Andy Beshear
GOVERNOR

Jacqueline Coleman
LIEUTENANT GOVERNOR

**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

Meeting Agenda

Date: November 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. OCTOBER MONTHLY REPORT

During the month of October 2024, the Board of Claims received **89** negligence claims filed against the Commonwealth.

The Board rendered **8** decisions in claims *under* \$2,500.00 in October 2024. Of those, **4** were dismissed and **4** were awarded for a total amount awarded of **\$4,645.01**.

At its October meeting, the Board overruled **1** motion and assigned the claim to a hearing officer, and dismissed **5** claims upon motions, Recommended Orders, and *sua sponte* dismissals. With the claims under \$2,500.00, and those decided at the October Meeting, the Board decided **13** claims, dismissing a total of **9** claims, and awarding a total of **4** claims for a total amount awarded of **\$4,645.01**.

II. APPROVAL OF OCTOBER MINUTES

1st: 2nd:

III. REVIEW AND APPROVAL OF PROPOSED REGULATION AMENDMENTS

IV. FULL BOARD REVIEW

BC-24-0286

JOYCE WILLIAMS

v.

TRANSPORTATION CABINET

DEPARTMENT OF HIGHWAYS (KYTC)

-Amended Findings of Fact, Opinion, and Order

-Claimant's Request for Full Board Review

V. MOTIONS

N/A

VI. RECOMMENDED ORDERS

BC-23-0424

CYNTHIA WORKMAN

v.

KYTC

-Recommended Order Dismissing as Settled

BC-24-0250

EMILY HEUKE

v.

UNIVERSITY OF KENTUCKY (UK)

-Recommended Order of Dismissal (Withdrawal)

VII. AGREED ORDERS or FOR INSTRUCTIONS

BC-23-0792

PHILLIP MATTINGLY

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS

KENTUCKY STATE REFORMATORY

-Dismissal due to failure to respond to Show Cause Order

BC-24-0397

BRYAN LUSCO

v.

KYTC

-Dismissal for failure to respond to Show Cause Order

BC-24-0457

VERACRUZ AUTO CARE, LLC

v.

EASTERN KENTUCKY UNIVERSITY

-Dismissal for failure to respond to Show Cause Order

BC-24-0560

BENJAMIN STROUP

v.

KYTC

-Dismissal for failure to respond to Show Cause Order

BC-24-0587

MATTIE JOHNSON-SORRELLS

v.

UK

-Dismissal for failure to respond to Show Cause Order

BC-24-0598

COURTNEY CLAYBERN

v.

KYTC

-Dismissal for failure to respond to Show Cause Order

BC-24-0612

CHAD WHITSELL

v.

KYTC

-Dismissal for failure to respond to Show Cause Order

BC-24-0656

DEREK SCOTT

v.

UNKNOWN

-Claimant's Request to Withdraw

BC-24-0877

BILLIE DUVALL

v.

KYTC

-Dismiss, *sua sponte*, as duplicative claim

BC-24-1013

STATE FARM

AS SUBROGEE OF ROBERT METCALF

v.

WILLIAM WILEY

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

VIII. SCHEDULING OF JANUARY 2025 MEETING

1st: 2nd:

IX. ADJOURNMENT

1st: 2nd: