

COMMONWEALTH OF KENTUCKY
Claims Commission
Minutes
October 23, 2018

The Kentucky Claims Commission received 38 negligence claims filed against the Commonwealth during the month of September, 2018. As many claims as possible were perfected and served on state agencies by several members of the Claims Commission staff.

These staff members, including the Executive Director and the Staff Attorney, processed and/or decided approximately 91 claims under \$2,500.00 in September, 2018. Approximately 62 of these claims were dismissed and approximately 29 were awarded, for an estimated total amount awarded of **\$15,224.18**.

At its meeting on September 25, 2018, the Claims Commission dismissed two (2) negligence claims and awarded three (3) negligence claims totaling **\$8,839.33**. Together with the claims investigated pursuant to KRS 49.090(2), the Claims Commission dismissed approximately 64 negligence claims and awarded approximately 32 negligence claims for an estimated total amount awarded of **\$24,063.51** in September, 2018.

Members Present: Marcus Carey, Esq., Commission Chairperson
 Carlo Wessels, Esq., Commission Member
 Delana S. Sanders, Esq., Commission Member
 Tim Cocanougher, Esq., Executive Director
 Mitchell Mattingly, Esq., Staff Attorney
 Raymond Shields, Crime Victims Compensation Clerk
 Jennifer Barrie, CVC Restitution Coordinator
 Lisa Robinson, Negligence Claims Clerk

FOR INSTRUCTIONS FROM THE COMMISSION:

BC-2013-382

Estate of Richard L. Cox v. Transportation Cabinet, Dept. of Highways
Commission entered an Order of Dismissal at the request of the Claimant.

CC-2018-037

Sedgley Brockett v. Transportation Cabinet, Dept. of Highways
Commission entered an Order of Dismissal at the request of the parties.

CC-2018-251

Deborah Lynn Eiden v. University of Kentucky
Commission entered an Order of Dismissal at the request of the parties.

CC-2018-318

Courtney Ann Hall v. Murray State University
Commission entered an Order of Dismissal at the request of the Claimant.

CC-2018-409

Brenda K. Smith v. Justice & Public Safety Cabinet

*Commission entered an Order **awarding** the Claimant **\$4,520.75** in settlement of this claim.*

CC-2018-588

Roger M. Boggess v. Transportation Cabinet, Dept. of Highways

*Commission entered the Agreed Order of Dismissal **awarding** the Claimant **\$3,702.00** at the request of the parties.*

FULL COMMISSION REVIEWS

CC-2018-344

Gary Piper v. Transportation Cabinet, Dept. of Highways

Commission upheld its original dismissal.

CC-2018-429

Tanner Smith v. University of Kentucky

Commission upheld its original dismissal.

CC-2018-466

Mary Cotton v. Transportation Cabinet, Dept. of Highways

Commission upheld its original dismissal.

CC-2018-481

Jimmy Cornette #171374 v. Justice & Public Safety Cabinet, Dept. of Corrections

Commission upheld its original dismissal.

CC-2018-540

Mac Brown v. Murray State University

Commission upheld its original dismissal.

MOTIONS

BC-16-642

William B. Walker v. Justice & Public Safety Cabinet, Dept. of Corrections

Commission Chairperson moved that the Motion for Relief from the Order of Dismissal filed by the Claimant be returned to him for lack of jurisdiction as the claim was dismissed on 2/21/17. The full Commission seconded the motion. The Claims Clerk returned the original filing to the Claimant by letter dated 10/25/18.

Total number of claims: 12