



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

October 24, 2023 Meeting

MINUTES

The meeting, conducted via Zoom, was called to order at approximately 10:00 am., and the following business was conducted in Board of Claims matters.

In attendance were Board members Samuel Wright, Dale Sights, and Kathryn Thomas. Chairman Wright called the meeting to order.

A quorum existed and business was conducted. Also in attendance were Executive Director John Hardesty, Staff Attorney Shelby Bevins-Sullivan, Clerk Katie Dean, Hearing Officers Eden Davis Stephens and Shawn D. Chapman, Attorney Richard Lilly for Respondent Department of Corrections, Attorney Whitney Stepp-Gay for Respondent University of Kentucky, Attorney Mark Maguire for Claimant Bradley Jones, Attorney Jeremy Reed for Respondent Transportation Cabinet, Attorney Jordon Hall for Claimant Donna Mills, and Claimant Antoine James.

After Executive Director Hardesty delivered the monthly report for the Board of Claims for September 2023, the September Minutes were approved. Member Dale Sights moved to approve the September 2023 Minutes with Member Kathryn Thomas seconding. Having all in favor, the Motion carried.

After approval of the prior meeting's Minutes, the following cases were taken up for consideration:

BC-22-0725: Marcus Lawrence, Sr. v. Justice and Public Safety Cabinet, Dept. of Corrections (DOC)

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board affirmed its prior decision, dismissing the claim.

BC-23-0049: Rusty Weddle v. DOC

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board reversed its prior decision, placing this claim on the November Agenda for final disposition.

BC-23-0588: Bradley Jones v. DOC

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board overruled DOC's Motion to Dismiss, assigning the claim to a hearing officer.

BC-23-0038: Antoine James v. University of Kentucky (UK)

1st: Samuel Wright 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board accepted and adopted the Recommended Order, dismissing the claim.

At approximately 10:45 am, Member Sights moved to enter an Executive Session pursuant to KRS 61.815 and KRS 61.810(1)(c) and (j) to deliberate on the following cases: BC-23-0049, BC-23-0588, and BC-23-0038. Member Thomas seconded. Having all in favor, the Board went into Executive Session.

At approximately 11:18 am, Member Sights moved to exit the Executive Session and return to Open Session. Member Thomas seconded. Having all in favor, the motion carried, and no official action was taken during the Executive Session.

CC-19-0656: Bellsouth Telecommunications, LLC, d/b/a AT&T Kentucky, Inc. v. Transportation Cabinet, Dept. of Highways (KYTC)

1st: Kathryn Thomas 2nd: Dale Sights. Having all in favor, the Motion carried.

- The Board issued a show cause order against the Claimant, requesting a status update within thirty (30) days from date of service.

BC-22-0161: Ballard Enterprises, Inc. v. KYTC

1st: Dale Sights 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Settlement.

BC-22-0766: Brooke Masick v. Office of the Jefferson County Clerk

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

BC-23-0415: Donna Mills v. UK

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal and granted the Joint Motion to Dismiss.

BC-23-0417: Otis Brock v. KYTC

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board entered the Agreed Order of Dismissal.

BC-23-0570: Jacqueline Miley v. UK

1st: Samuel Wright 2nd: Kathryn Thomas. Having all in favor, the Motion carried.

- The Board ordered the Claimant to produce the declarations page from the incident date and any statements from her insurance company by the November Meeting.

The Board scheduled its November Meeting for Tuesday, November 28, 2023 at 10:00 am EST. Chairman Wright made the motion with Member Sights seconding. Having all in favor, the motion carried.

The Board scheduled its December Meeting for Monday, December 18, 2023 at 10:00 EST. Chairman Wright made the motion with Member Sights seconding. Having all in favor, the motion carried.

Chairman Wright moved to adjourn the meeting at approximately 11:37 am with Member Sights seconding. Having all in favor, the Motion carried, and the meeting adjourned.