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LIEUTENANT GOVERNOR

## PUBLIC PROTECTION CABINET

Kentucky Office of Claims and  
Appeals

### Board of Claims

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## October 28, 2025 Meeting

### MINUTES

The meeting, conducted via in-person and Microsoft Teams, was called to order at approximately 10:05 am., and the following business was conducted in Board of Claims matters.

In attendance were Board Members Samuel Wright, Kathryn Thomas, and Dale Sights. Chairman Wright called the meeting to order. A quorum existed and business was conducted.

Also in attendance were: Executive Director Allyson Taylor, Staff Attorneys Shelby Bevins-Sullivan and Linda Horsman, Attorney Peyton Sands for Respondent Cabinet of Health and Family Services, Attorneys Samantha Bevins and Devan Dannally for Respondent Kentucky State Police, Attorneys Mark Bizzell and Crystal Thompson for Respondent Department of Corrections, Attorney Jillian Pierce, Attorney David Jones for Claimant Justin Shields, Attorney Whitney Stepp-Gay for Respondent University of Kentucky, and Claimants Brian Schneigert, Stephanie Livers, Merissa Henderson, Leroy Sparks, Lorenzo Accardi, and Fernando Wright.

After Executive Director delivered the monthly report for the Board of Claims for September 2025, the September Minutes were approved. Member Sights moved to approve the September Minutes with Vice-Chair Thomas seconding. Having all in favor, the Motion carried.

After the Board approved the September Minutes, the following claims were taken up for consideration:

#### **BC-25-0036: Thomas Burgos v. Transportation Cabinet, Department of Highways (KYTC)**

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

- The Board vacated the prior decision and assigned the claim to a hearing officer.

#### **BC-25-0079: Brian Batey v. Justice & Public Safety Cabinet, Department of Corrections (DOC)**

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

- The Board denied the Request for Full Board Review as being untimely.

#### **BC-25-0288: Sherrie Horan v. KYTC**

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

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

**BC-25-0661: Brian Schneigert v. KYTC**

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

- The Board affirmed the prior decision, awarding the Claimant \$250.00.

**BC-25-0742: Thomas Ray v. KYTC**

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

- The Board vacated the prior decision, awarding the Claimant \$637.45 in damages.

**BC-25-0926: Stephanie Livers v. KYTC**

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

- The Board affirmed its prior decision, awarding the Claimant \$1,000.00 in damages.

**BC-24-0893: Ilyana Bowers v. Cabinet of Health and Family Services (CHFS)**

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

- The Board sustained the Motion to Dismiss, albeit on different grounds.

**BC-25-0519: Leroy Sparks v. CHFS**

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

- The Board passed this claim to the December meeting.

**BC-25-0526: Merissa Henderson v. CHFS**

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

- The Board ordered CHFS to disclose information regarding the Claimant's related child custody case with CHFS, pursuant to KRS 620.050, at CHFS's request, and cleared the audience due to the sensitive nature of the claim.

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

- The Board sustained the Respondent's Motion to Dismiss on the basis of the statute of limitations, dismissing the claim with prejudice. Vice-Chair Kathryn Thomas left during the discussion due to a scheduling conflict.

At approximately 11:33 am, Chairman Wright 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-25-0036, BC-25-0288, BC-25-0742, and BC-24-0913. Member Sights seconded. Having majority in favor, the Board went into Executive Session.

At approximately 12:08 pm, Member Sights moved to exit the Executive Session and return to Open Session. Chairman Wright seconded. Having all in favor, the motion carried, and no official action was taken during the Executive Session.

**BC-25-0582: Karim Assaf v. Justice & Public Safety Cabinet, Kentucky State Police (KSP)**

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

- The Board sustained the Respondent's Motion to Dismiss, dismissing the claim with prejudice.

**BC-25-0935: Lorenzo Accardi v. DOC**

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

- The Board sustained the Motion to Dismiss, dismissing the claim with prejudice.

**BC-24-0913: Fernando Wright v. KYTC**

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

- The Board adopted the Recommended Order, allowing the claim to proceed to a final hearing.

**BC-24-1038: Bobby Banks v. KSP**

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

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

**BC-25-0032: Julie Rayborn v. Tourism, Arts & Heritage Cabinet, State Fair Board**

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

- The Board adopted the Recommended Order, awarding the Claimant \$1,286.31 in damages as settled.

**BC-21-0072: Mary Singleton v. Kentucky State University**

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

- The Board entered the Agreed Order of Dismissal.

**BC-23-0661: Logan Cobb v. Eastern Kentucky University**

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

- The Board entered the Agreed Order of Dismissal.

**BC-24-0880: Shaunta Bowling v. DOC**

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

- The Board granted the Claimant's request to voluntarily withdraw her claim.

**BC-24-1093: Vera Wooton v. DOC**

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

- The Board dismissed the claim for failure to respond to the Show Cause Order.

**BC-25-0381: Justin Shields v. KYTC**

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

- The Board entered a Final Order awarding the Claimant \$35,000.00 due to the Respondent's failure to respond to the Show Cause Order.

**BC-25-0422: Joyce Gussler v. University of Kentucky (UK)**

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

- The Board entered a Final Order granting the Claimant \$4,200.00 in damages based on the Respondent's Answer admitting negligence and agreeing to pay.

**BC-25-0727: Brittany Palfi v. KYTC**

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

- The Board granted the Claimant's request to voluntarily withdraw her claim.

**BC-25-0899: Project Resources Group, on Behalf of Charter Spectrum v. KYTC**

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

- The Board granted the Claimant's request to voluntarily withdraw the claim.

**BC-25-0906: Westfield Insurance, as Subrogee of Alex Eaton v. Unknown**

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

- The Board dismissed the claim, *sua sponte*, for lack of jurisdiction over subrogation claims.

**BC-25-0944: Kentucky Farm Bureau, as Subrogee of Stephanie Schumacher Taylor v. KSP**

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

- The Board dismissed the claim, *sua sponte*, for lack of jurisdiction over subrogation claims.

**BC-25-0948: Edna Robinson v. UK**

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

- The Board entered a Final Order awarding the Claimant \$4,000.00 in damages based on the Respondent's Answer admitting negligence and agreeing to pay.

**BC-25-0976: Nationwide Mutual Insurance, as Subrogee of Kimberly Ross v. UK, King's Daughters Medical Center**

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

- The Board dismissed the claim, *sua sponte*, for lack of jurisdiction over subrogation claims.

**BC-25-1045: Khalid Alfarhan v. Louisville Metro Government**

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

- The Board dismissed the claim, *sua sponte*, for lack of jurisdiction over Respondent Louisville Metro Government.

The Board scheduled its December meeting for Tuesday, December 2, 2025 at 10:00 am, but subsequently rescheduled it to Thursday, December 4, 2025 at 10:00 am. The Board also cancelled its November meeting. Chairman Wright moved to do the above with Member Sights seconding. Having majority in favor, the Motion carried.

Having no further business, Chairman Wright moved to adjourn the meeting with Member Sights seconding the motion. Having all in favor, the Motion carried, and the meeting adjourned at approximately 12:12 pm.