



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
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

NOTICE OF REGULAR MEETING

Date: January 24, 2023

Time: 10:00 AM Eastern Standard Time (EST)

Location: Zoom

- Call to order and roll call
- Approve minutes of December 2022 meeting
- Executive Director's Report
- Full Board Review
- Motions
- Recommended Orders
- Agreed Orders or For Instructions
- Review of calendar and setting of next meeting
- Adjournment

Please consult the Board's website calendar for meeting materials and the Zoom link



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
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

Meeting Agenda

Date: January 24, 2023

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. December 2022 Monthly Report:

During the month of December 2022, the Board of Claims received **55** negligence claims filed against the Commonwealth.

The Board rendered **12** decisions in claims *under \$2,500.00* in December 2022. Of those, **0** were dismissed and **12** were awarded for a total amount awarded of **\$8,217.62**.

At its December 2022 meeting, the Board approved **2** Agreed Orders of Dismissal and affirmed **1** award upon Full Board Review, awarding an additional amount of **\$10,753.44**. With the claims under \$2,500.00, and those decided at the December 2022 Meeting, the Board decided **23** claims, dismissing a total of **11** claims, and awarding a total of **12** claims, and held **1** claim in abeyance with the total amount awarded being **\$18,971.06**.

II. APPROVAL OF DECEMBER 2022 MINUTES:

1st: 2nd:

III. FULL BOARD REVIEW

IV. MOTIONS

BC-22-0578

JOHNNY DAVIS AND PAM RHYMER

v.

TOURISM, ARTS & HERITAGE CABINET

DEPARTMENT OF PARKS (DOP)

-Respondent’s Motion for Summary Disposition

-Claimant’s Response



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

Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

Ray A. Perry
SECRETARY
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

BC-22-0793

KYLE JOHNSON

v.

DEPARTMENT OF MILITARY AFFAIRS

- Respondent's Motion to Dismiss
- Claimant's Response

BC-22-0799

TRACY LOZANO

v.

LABOR CABINET

OFFICE OF UNEMPLOYMENT INSURANCE (OUI)

- Respondent's Motion to Dismiss

BC-22-0806

JEFFERY JOHNSON

v.

JUSTICE & PUBLIC SAFETY CABINET
PROTECTION & ADVOCACY

- Respondent's Motion to Dismiss

BC-22-0808

JEFFERY JOHNSON

v.

JUSTICE & PUBLIC SAFETY CABINET
DEPARTMENT OF CORRECTIONS (DOC)

- Respondent's Motion to Dismiss

BC-22-0825

COREY CLARK

v.

DOC

- Respondent's Motion for Summary Disposition



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

Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

Ray A. Perry
SECRETARY
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

BC-22-0839

MARCUS LAWRENCE, SR.

v.

DOC

-Respondent's Motion for Summary Disposition

BC-22-0846

MARCUS LAWRENCE, SR.

v.

DOC

-Respondent's Motion for Summary Disposition

V. RECOMMENDED ORDERS

BC-21-0524

SHREESIDDH, LLC
d/b/a Little River Motel

v.

TRANSPORTATION CABINET
DEPARTMENT OF HIGHWAYS (KYTC)

-Recommended Order of Dismissal

BC-22-0309

KELLY & SUSAN RAMEY

v.

KYTC

-Recommended Order of Dismissal

VI. AGREED ORDERS or FOR INSTRUCTIONS

BC-21-0286

CAMERON WOODS

v.

KYTC

-Agreed Order of Dismissal

-Release



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

Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

Ray A. Perry
SECRETARY
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

BC-21-0659

JIMMY TERRELL

v.

MCCRACKEN CO. BOARD OF EDUCATION, ET AL.

-Agreed Order of Dismissal

BC-22-0754

MARCUS LAWRENCE, SR.

v.

JUSTICE & PUBLIC SAFETY CABINET

DOC; and

HONORABLE STEVE WILSON

8TH JUDICIAL CIRCUIT

-Agency's Answer

-Letter from Respondent Judge Wilson

-Dismissal for lack of jurisdiction

BC-22-0789

PRESTONSBURG DAIRY CHEER

v.

KENTUCKY NATIONAL GUARD (holdover from December 2022 meeting)

-Answer Admitting Negligence and Agreement to pay \$2,500 deductible, but no proof of ownership

-Claimant's Response

BC-22-0900

JUDY GRIMETTE

v.

UNIVERSITY OF KENTUCKY (UK)

-UK's Answer

-Dismissal for statute of limitations



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

Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

Ray A. Perry
SECRETARY
John Hardesty
EXECUTIVE DIRECTOR

Joshua Hicks
MEMBER

Dale Sights
MEMBER

BC-22-0924

SARAH MCCANN

v.

UK

- UK's Answer
- Claimant's Response
- Dismissal for lack of standing and mootness due to Claimant's death

BC-22-0929

JEFFERY JOHNSON

v.

CALLOWAY COUNTY DETENTION CENTER, ET AL.

- Dismissal for lack of jurisdiction over county entity

*