

COMMONWEALTH OF KENTUCKY

Claims Commission

Minutes

June 20, 2017

The Kentucky Claims Commission received 36 negligence claims filed against the Commonwealth during the month of May, 2017. Paula reports that 41 claims were set up and two (2) claims were returned for lack of jurisdiction.

Investigator Angela Robertson decided 25 claims under \$1,000.00 in May, 2017. Angela reports that five (5) of these claims were denied and 20 were awarded, for a total amount awarded of \$7,695.75.

At its meeting on May 23, 2017, the Kentucky Claims Commission dismissed six (6) negligence claims and awarded 12 negligence claims totaling \$88,892.85. Together with the claims investigated in-house, the Claims Commission dismissed a total of 11 negligence claims and awarded a total of 32 negligence claims for a total amount awarded of \$96,588.60 in May, 2017.

Members Present: Marcus Carey, Commission Chair
 Carlo Wessels, Commission Member
 Jessica Burke, Commission Member
 Brian Richmond, Executive Director
 Patrick Flannery, Assistant Executive Director
 Mitchell Mattingly, Staff Attorney
 Jennifer Barrie, Restitution Officer
 Raymond Shields, Crime Victims Compensation Clerk

FOR INSTRUCTIONS FROM THE COMMISSION:

BC-2015-00865

Geneva Hoskins vs. Transportation Cabinet / Dept. of Highways
Commission awarded the Claimant \$1,000.00 in settlement of this claim.

BC-2016-00133

Leon and Valerie Sullivan v. Transportation Cabinet, Dept. of Highways
Commission awarded the Claimant \$3,000.00 in settlement of this claim.

BC-2016-00323

James Mallory #145128 v. Justice & Public Safety Cabinet / Dept. of Corrections
Commission awarded the Claimant \$550.00 in settlement of this claim.

BC-2016-00325

James Whittemore v. Justice & Public Safety Cabinet/ Ky. State Police Dept.
Commission asked Staff Attorney Mitchell Mattingly to draft a letter to Retired Sgt. Don C. Jackson regarding his complaint against Hearing Officer Allen Wilson.

BC-2016-00465

Marion Pulliam v. Transportation Cabinet / Dept. of Highways
Commission awarded the Claimant \$4,000.00 in settlement of this claim.

BC-2016-00646

Christine A. Moore v. Tourism, Arts & Heritage Cabinet / Dept. of Parks
Commission awarded the Claimant \$500.00 in settlement of this claim.

BC-2017-00044

Carl Breckenridge vs. Transportation Cabinet / Dept. of Highways
Commission awarded the Claimant \$1,250.00 in settlement of this claim.

BC-2017-00108

Art's Way Manufacturing Co., Inc. v. Tourism, Arts & Heritage Cabinet / Ky. State Fair Bd.
Commission awarded the Claimant \$41,686.00 as agreed by the parties.

BC-2017-00160

Michael Duty v. University of Kentucky
Commission awarded the Claimant \$1,531.00 in settlement of this claim.

MOTIONS:

BC-2016-00408

Loretta Hill v. Finance and Administration Cabinet
Commission granted the Respondent's Motion to Dismiss as settled for \$500.00.

BC-2017-00169

Ronnie Davis, d/b/a Discount Auto Sales v. Transportation Cabinet
Commission granted the Respondent's Motion to Dismiss for failure to state a claim upon which relief can be granted, pursuant to KRS 44.070(1).

RECOMMENDED ORDERS:

BC-2016-00379

Chelsea Sharp vs. Transportation Cabinet / Dept. of Highways
Commission adopted the recommendation of the hearing officer dismissing the claim for the Claimant's failure to prosecute.

Total number of Claims: 12