



PUBLIC PROTECTION CABINET
OFFICE OF CLAIMS AND APPEALS
BOARD OF CLAIMS
500 Mero Street, 2SC1
Frankfort, KY 40601
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Andy Beshear
Governor

Ray Perry
Secretary

John Hardesty
Executive Director

NOTICE OF REGULAR MEETING

Date: June 28, 2022

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

Location: Zoom

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

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



COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
OFFICE OF CLAIMS AND APPEALS
BOARD OF CLAIMS

Meeting Agenda

Date: June 28, 2022

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. May 2022 Monthly Report:

During the month of May 2022, the Board of Claims received **93** negligence claims filed against the Commonwealth.

The Board rendered **59** decisions in claims *under \$2,500.00* in May 2022. Of those, **24** were dismissed and **35** were awarded for a total amount awarded of **\$23,709.65**.

At its May 2022 meeting, the Board approved **8** Agreed Orders of Dismissal, awarding an additional **\$75,400**. Together with the claims under \$2,500.00, the Board decided **79** claims, awarding a total of **32** claims, and dismissing a total of **55** claims, the total amount awarded being **\$99,109.65**.

II. APPROVAL OF MAY 2022 MINUTES:

1st: 2nd:

III. AGREED ORDERS OR FOR INSTRUCTIONS:

BC-17-0376

RHONDA ADAMS

v.

MURRAY STATE UNIVERSITY (MSU)

- Joint Motion for Approval of Settlement
- Release
- Agreed Order of Dismissal

BC-17-0378

RICHARD HARP

v.

MSU

- Joint Motion for Approval of Settlement
- Release
- Agreed Order of Dismissal

BC-17-0412

EMILY SMITH

v.

MSU

-Joint Motion for Approval of Settlement

-Release

-Agreed Order of Dismissal

BC-21-0042

TONI FESSENBECKER

v.

UNIVERSITY OF KENTUCKY (UK)

-Agreed Order of Dismissal

BC-21-0475

ASHLEY AND GRANT SORRELL

v.

TRANSPORTATION CABINET

DEPT. OF HIGHWAYS (KYTC)

-Agreed Order of Dismissal

BC-21-0546

NOAH HAUG

v.

KYTC

-Final Order Awarding Claimant

BC-21-0632

BRYAN PRYOR

v.

TOURISM, ARTS & HERITAGE CABINET

DEPT. OF PARKS (DOP)

-Agreed Order of Dismissal

BC-21-0718

JAMES DUNN, JR.

v.

UNIVERSITY OF KENTUCKY (UK)

-Settlement Agreement and Release

BC-22-0398

GREG STOKES

v.

HENDERSON CO. DETENTION CENTER

-Lack of Jurisdiction over county entity

IV. FULL BOARD REVIEW

BC-22-0205

JOAN GAMMELL

v.

KYTC

-Order Awarding Deductible Amount (\$250)

BC-22-0293

SAISANTHOSH CHILAMKURTHI

v.

KYTC

-Order Awarding Deductible Amount (\$500)

BC-22-0358

RONALD ANTHONY, SR.

v.

KYTC

-Order Awarding Deductible Amount (\$500)

V. MOTIONS

N/A

VI. RECOMMENDED ORDERS

CC-19-0865

THERESA AND DAVID PADGETT

d/b/a SUPER CLEAN AUTO SPA,

SOUTHERN GRACE B&B, and

THE BARN

v.

FINANCE AND ADMINISTRATION CABINET

DEPT. OF REVENUE (DOR) and

REBECCA RICHARDSON, IN HER OFFICIAL CAPACITY

AS MEADE COUNTY PROPERTY VALUATION ADMINISTRATOR

-Recommended Order of Dismissal

BC-21-0045

MICHAEL PENMAN

v.

JUSTICE & PUBLIC SAFETY CABINET

DEPT. OF CORRECTIONS (DOC)

-Recommended Order of Dismissal

BC-21-0569

ROBERTA NEWSOME

v.

KYTC

-Recommended Order of Dismissal

BC-21-0751

MARGARET TILLMAN

v.

KYTC

-Recommended Order of Dismissal