

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

**Amended Meeting Agenda**

**Date: October 25, 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. September 2022 Monthly Report:**

During the month of September 2022, the Board of Claims received **82** negligence claims filed against the Commonwealth.

The Board rendered **93** decisions in claims *under* \$2,500.00 in September 2022. Of those, **46** were dismissed and **47** were awarded for a total amount awarded of **\$27,824.02**.

At its September 2022 meeting, the Board approved **6** Agreed Orders of Dismissal, granted **2** awards upon Full Board Review, and entered **2** Final Orders based on the agencies’ Answers, awarding an additional amount of **\$20,638**. With the claims under \$2,500.00, and those decided at the September 2022 Meeting, the Board decided **105** claims, dismissing a total of **48** claims, and awarding a total of **57** claims, the total amount awarded being **\$48,462.02**.

**II. APPROVAL OF SEPTEMBER 2022 MINUTES:**

1st:                    2nd:

**III. FULL BOARD REVIEW**

N/A

**IV. MOTIONS**

**BC-22-0468**

BENJAMIN JONES

v.

JUSTICE AND PUBLIC SAFETY CABINET

KENTUCKY STATE POLICE

-Respondent’s Motion to Dismiss (holdover from September meeting)

**BC-22-0639**

STUART BOWLING

v.

TOURISM, ARTS & HERITAGE CABINET

DEPARTMENT OF PARKS

-Motion for Summary Disposition

**BC-22-0672**

DAMIEN SUBLETT

v.

JUSTICE AND PUBLIC SAFETY CABINET

DEPARTMENT OF CORRECTIONS (DOC), ET AL.

-Respondent's Motion to Dismiss

-Claimant's Response

**BC-22-0680**

DAMIEN SUBLETT

v.

JUSTICE AND PUBLIC SAFETY CABINET

DOC, ET AL.

-Respondent's Motion to Dismiss

-Claimant's Response

-Respondent's Reply

**BC-22-0249**

JEFFERY JOHNSON

v.

DOC, ET AL.

-Respondent's Motion to Dismiss

-Claimant's Response

**BC-22-0381**

JEFFERY JOHNSON

v.

DOC, ET AL.

-Respondent's Motion to Dismiss

**BC-22-0383**

JEFFERY JOHNSON

v.

DOC, ET AL.

-Respondent's Motion to Dismiss

-Claimant's Response

**BC-22-0503**

JEFFERY JOHNSON

v.

DOC, ET AL.

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

**BC-22-0514**

JEFFERY JOHNSON

v.

DOC, ET AL.

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

**V. RECOMMENDED ORDERS**

**CC-19-0748**

EMILE LACKEY

v.

TRANSPORTATION CABINET  
DEPARTMENT OF HIGHWAYS (KYTC)

- Recommended Order of Dismissal
- Claimant's Exceptions

**BC-21-0120**

RUSSELL LEWIS

v.

UNIVERSITY OF KENTUCKY

- Recommended Order of Dismissal

**BC-21-0571**

SEAN HUDDLESTON

v.

JUSTICE AND PUBLIC SAFETY CABINET  
DEPARTMENT OF PUBLIC ADVOCACY

- Recommended Order of Dismissal
- Claimant's Exceptions (holdover from September meeting)

**BC-21-0697**

VICTOR OVALLE

v.

KYTC

- Recommended Order of Dismissal

**BC-21-0706**

CHRISTI LEE, ADMINISTRATOR of  
ESTATE OF CHRISTIAN FLYNT

v.

KYTC

-Default Order of Dismissal

-Claimant's Exceptions

**VI. AGREED ORDERS or FOR INSTRUCTIONS**

**BC-22-0576**

LIBERTY MUTUAL INS. CO.

On Behalf of

AMY COMBS

v.

KYTC

-Dismiss for lack of jurisdiction over subrogation claims

**BC-22-0477**

QASEM HAMAD

v.

UNIVERSITY OF KENTUCKY

-Claimant's Failure to Respond to Show Cause Order

**BC-22-0550**

GENA CLARK

v.

KYTC

-Respondent's Failure to Respond to Show Cause Order

**BC-22-0592**

GREGORY CRAWFORD

v.

KYTC

-Respondent's Failure to Respond to Show Cause Order

**BC-21-0692**

CITY OF BENHAM

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0246**

KADONNA HUNTER (NOW GRAVLEY)

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0291**

AGNES BUNTAIN

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0437**

RENEE PERKINS

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0495**

GREGORY CRAWFORD

v.

KYTC

-Agreed Order of Dismissal

**BC-22-0714**

CARY MENDELSON

v.

TOURISM, ARTS & HERITAGE CABINET

STATE FAIR BOARD

-Agreed Order of Dismissal

**VII. SCHEDULING OF DECEMBER MEETING**

**VIII. ADJOURNMENT**

1st:                      2nd: