

COMMONWEALTH OF KENTUCKY
BOARD OF CLAIMS
January 26, 2021, regular meeting

MINUTES

The meeting, conducted via Zoom, was called to order at 10:00 a.m., and the following business was conducted in addition to decisions rendered in Crime Victim Compensation Board (CVCB) claim matters. Minutes for CVCB matters are provided separately.

In attendance were Board members Joe Childers and Michael Plummer. Dale Sights was unable to attend. A quorum existed so business was conducted. Also, in attendance were Executive Director Edith Halbleib, Staff Attorney G. Mitchell Mattingly, Clerks Raymond Shields and Katie Dean, along with staff assistant Amanda McCuiston. Hearing Officers Jim Howard and Eden Davis Stephens also attended. Claimant Michael Lindsey and Dept. of Parks attorney, Evan Jones, both attended as guests to be heard.

After the Executive Director provided the board with the monthly report of Board of Claims activity, the following claims were taken up for consideration:

AGREED ORDERS or for instructions:

CC-2020-0074

PATTY MARSHALL

v

TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS

The Board voted to Order the entry of the Agreed Order of Dismissal; Case Settled, and awarding the Claimant \$2,500.00.

BC-2020-0389

RONALD ANDERSON

v

TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS

The Board voted to Order the entry of the Agreed Order of Dismissal; Case Settled, and awarding the Claimant \$2,750.56.

BC-2020-0382

SHAWN HOPPER

v

TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS

The Board voted to Order the entry of the Agreed Order of Dismissal; Case Settled, and awarding the Claimant \$2,500.00.

FULL BOARD REVIEWS

CC-2020-295

MICHAEL LINDSEY

v.

TOURISM, ARTS, AND HERITAGE CABINET

DEPARTMENT OF PARKS

After the attending quorum of board members heard from both the claimant and the attorney for the Dept. of Parks, went into closed session and deliberated momentarily and reconvened in open session and announced the matter would be held over for one month to allow board member Sights to participate in deliberations.

MOTIONS

BC-2020-0453

PEPPY MARTIN

v

ADMINISTRATIVE OFFICE OF THE COURTS RESPONDENT

The board members voted to sustain the motion to dismiss and dismissed the claim.

CC-2018-0606

SHANKLIN

v

CROFTON VOLUNTEER FIRE DEPARTMENT

The board members voted to sustain the motion to remove the claim from abeyance and the motion dismiss and dismissed the claim.

RECOMMENDED ORDERS

CC-2018-0703

GREYSON FINDLEY

v.

WESTERN KENTUCKY UNIVERSITY

Upon review, the board members voted to remand the matter to hearing officer Doug Hardin to amend his Recommended Order with findings relative to any impairment rating offered into evidence at the hearing and how and why this evidence impacted his recommendation.