

Commonwealth of Kentucky
Board of Claims
November 22, 2021 Meeting

MINUTES

The meeting, conducted via Zoom, was called to order at 10:02 am., and the following business was conducted in Board of Claims matters.

In attendance were Board members Joe Childers, Michael Plummer, and Dale Sights. A quorum existed and business was conducted. Also in attendance were Staff Attorney Shelby Bevins-Sullivan, Executive Director John Hardesty, Clerk Katie Dean, and Hearing Officers Eden Davis Stephens and Shawn D. Chapman.

After Executive Director Hardesty delivered the monthly report of Board of Claims activity, the October 2021 minutes were approved. Member Dale Sights moved to approve the October 2021 Minutes with Member Michael Plummer seconding. Having all in favor, the Motion carried.

After approval of the prior meeting's Minutes, the following cases were taken up for consideration:

BC-21-0510: Brenda Cooper v. KYTC, Dept. of Highways

Motion: 1st Dale Sights, 2nd Michael Plummer. Having all in favor, the motion carried.

- Upon the Claimant's request for Full Board Review, the Board upheld Board Member Plummer's prior decision awarding the Claimant \$500.00.

BC-21-0360: Donald Anderson v. KYTC, Dept. of Highways

Motion: 1st Michael Plummer, 2nd Dale Sights. Having all in favor, the motion carried.

- Upon the Claimant's request for Full Board Review, the Board vacated the Default Order and allowed the claim to proceed.

BC-21-0649: Brian Jones v. KYTC, Dept. of Highways

Motion: 1st Michael Plummer, 2nd Dale Sights. Having all in favor, the motion carried.

- Upon the Claimant's request for Full Board Review, the Board vacated the Order Dismissing for under \$250 and allowed the claim to proceed.

BC-21-0453: Leeah Hamilton v. KYTC, Dept. of Highways

Motion: 1st Dale Sights, 2nd Michael Plummer. Having all in favor, the motion carried.

- Upon the Claimant's request for Full Board Review, the Board upheld Board Member Michael Plummer's prior decision awarding the Claimant \$500.00.

BC-21-0097: Joseph Byrdwell v. Cabinet of Health and Family Services (CHFS), Office of Child Support Enforcement

Motion: 1st Michael Plummer, 2nd Dale Sights. Having all in favor, the motion carried.

- The Board assigned this claim to a hearing officer to rule on the pending motions (Motion to Dismiss, or alternatively, Motion for Summary Disposition).

19-CI-0324 (BC-15-0459): Romeo Delrosario v. KYTC, Dept. of Highways

Motion: 1st Michael Plummer, 2nd Dale Sights. Having all in favor, the motion carried.

- This case was reversed and remanded to the Board of Claims by the Floyd Circuit Court. The Board agreed to pass this case to the next meeting in case KYTC wished to appeal the Floyd Circuit Court's decision. After the meeting, Staff Attorney Bevins-Sullivan received a Notice of Appeal to the Court of Appeals from KYTC, and Chairman Childers decided that this case will not be called at the next meeting.

After the cases were called, Board Member Michael Plummer moved to adjourn the meeting with Member Dale Sights seconding the motion. Having all in favor, the meeting adjourned at approximately 10:35 am.