Office Of Claims And Appeals

Crime Victims Compensation Board *Minutes*

August 13, 2024

Total Claims:

92

Executive Director Hardesty reported to the Board that for July 2024:

Crime Victims Compensation:

55 claims were received

55 claims were set up

40 full investigations were completed

57 claims were assigned/reassigned to investigators

17 claims were awarded

Total Awarded: \$49,354.62 (includes additional and emergency

awards)

2 additional awards were rendered

13 claims were denied

Restitution and Collections:

\$14,636.01 received in restitution \$438.81 received in donations \$0.00 received through subrogation \$2,378.26 received through PIECP program \$17,453.08 total received

The Sexual Assault Examination Program:

75 claims were received

75 claims were set up

54 claims were awarded

Total Awarded: \$18.007.07

12 claims were denied

98 total claims were decided by the Board for July 2024.

Board Chair Parsons called the meeting to order at 10:05 AM and conducted roll call.

The following were in attendance at the meeting: Board Chair Parsons, Members Leenerts and Roberts, Executive Director Hardesty, Staff Attorneys Bevins-Sullivan and Horsman, Executive Staff Advisor Shields, Investigators Hubbard and White, Victim Advocate Hopson, and Restitution/Collections Officer Barrie.

Member Roberts motioned to accept the July 2024 minutes as drafted. Member Leenerts seconded the motion. Having all in favor, the motion carried.

Executive Director Hardesty gave his Executive Director's report to the Board and introduced Victim Advocate Hopson. Executive Director Hardesty also advised the Board that Member Roberts will be reappointed to serve.

Executive Director Hardesty, Executive Staff Advisor Shields, Investigator Hubbard, and Restitution/Collections Officer Barrie attended the national VOCA conference in New Orleans, LA from August 4, 2024 through August 8, 2024. Executive Director Hardesty advised that he and Executive Staff Advisor Shields may conduct a webinar regarding how state funding was secured to expand the CVC program in the near future.

A request to hire additional staff has been sent up the chain of command and a decision is forthcoming.

The Board discussed whether to apply the new award caps and expense categories from SB 319 to claims that have been filed but not adjudicated or to only apply those to claims that were filed on or after the July 15, 2024 effective date. After discussion, the Board decided to apply the new award caps and expense categories to all claims that have been filed but have not been adjudicated as of the July 15, 2024 effective date.

Executive Staff Advisor Shields provided his Executive Staff Advisor report to the Board. The next training on the CVC and SAE programs has been scheduled for August 16, 2024. Registration for the training currently sits at 35.

The Board discussed how to handle offender debts when the Department of Revenue is no longer collectiong on those debts that are more than ten (10) years old. The Board decided to take a case-by-case approach as to whether to continue to try to collect on those debts given the unique circumstances at play in each situation.

Member Roberts motioned to go into executive session, pursuant to KRS 61.180(1)(c) and (j) and KRS 61.818 at 10:52 AM to discuss the following claims: CV-2023-00171, CV-2023-00178, CV-2023-00200, CV-2023-00213, CV-2023-00216, CV-2023-00278, CV-2023-00298, CV-2023-00304, CV-2023-00308, CV-2023-00359, CV-2024-00022, CV-2024-00208, CV-2024-00217, CV-2024-00248, CV-2023-00105, CV-2023-00129, CV-2023-00160, CV-2023-00161, CV-2023-00169, CV-2023-00182, CV-2023-00243, CV-2023-00292, CV-2023-00333, CV-2023-00342, CV-2023-00351, CV-2024-00002, CV-2024-00040, CV-2024-00106, and CV-2024-00214. Member Leenerts seconded the motion. Having all in favor, the motion carried. The Board officially entered executive session at 10:52 AM.

Board Chair Parsons motioned to exuit executive session and return to open session at 12:08 PM. Member Leenerts seconded the motion. Having all in favor, the motion carried. The Board officially exited executive session and returned to open session at 12:08 PM.

The Board scheduled its next meeting for September 10, 2024 at 10:00 AM to be held at the Board's offices located at 500 Mero Street, Frankfort, Kentucky. A Microsoft Teams option will also be provided.

Board Chair Parsons motioned to adjourn this month's meeting at 12:29 PM. Member Leenerts seconded the motion. Having all in favor, the motion carried. The August 2024 meeting of the Crime Victims Compensation Board was officially adjourned at 12:29 PM.

CV-2023-00080 Board Action: Board ordered dismissed Comments: Member Roberts motioned to order the claim withdrawn due to the death of the Claimant. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00020 on behalf of \$1,375.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$1,375.00. Member Leenerts seconded the motion. Having all in favor, the motion carried.

Recommended Orders - Awards

CV-2023-00171/ \$6.803.43 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$6,803.43. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00178/ on behalf of \$3,191.76 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$3,191.76. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00200/ on behalf of \$8.225.00 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$8,225.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00213/ \$25,339.95 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$25,339.95. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00216/ on behalf of \$7,750.80 Board Action: Board awarded Comments: Member Roberts motioned to award \$7,750.80. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00278/ on behalf of \$9,610.00 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$9,610.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00298/ \$13,955.18 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$13,955.18 and place the remaining LOE claim in abeyance. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00304/ \$29,220.20 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$29,220.20. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00308/ \$208.68 Board Action: Board awarded Comments: Member Roberts motioned to award \$208.68. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00359/ \$10,990.00

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Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$10,990.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00022/ on behalf of \$5,589.59 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$5,589.59. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00208/ on behalf of \$10,000.00 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$10,000.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00217/ on behalf of \$7,310.50 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$7,310.50. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00248/ \$3,452,00 Board Action: Board awarded Comments: Member Roberts motioned to accept but modify the Recommended Order and award \$3,452.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. **Recommended Orders - Denials** CV-2023-00105/ \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00129/ \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim and grant the Claimant leave to refile. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00160/ \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00161/ \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2023-00169/ on behalf of \$0.00

Board Action: Board ordered dismissed

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Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the m Having all in favor, the motion carried.	otion.
CV-2023-00182/	\$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leener seconded the motion. Having all in favor, the motion carried.	
CV-2023-00243/ on behalf of	\$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the m Having all in favor, the motion carried. CV-2023-00292/	sotion. \$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leener seconded the motion. Having all in favor, the motion carried.	
CV-2023-00333/	\$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leener seconded the motion. Having all in favor, the motion carried.	
CV-2023-00342/ on behalf of	\$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leener seconded the motion. Having all in favor, the motion carried. CV-2023-00351/	s0.00
Board Action: Board ordered dismissed	ψ0.00
	ation.
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the m Having all in favor, the motion carried.	iotion.
CV-2024-00002/	\$0.00
Board Action: Board held over until another meeting	
Comments: Member Roberts motioned to modify the Recommended Order and issue a new recommending a denial because the expenses had not been proven to be directly related to crime. Member Leenerts seconded the motion. Having all in favor, the motion carried. CV-2024-00040/	
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. CV-2024-00106/	sotion. \$0.00
Board Action: Board ordered dismissed	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the m Having all in favor, the motion carried.	otion.

CV-2024-00214/ \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. -----**Sexual Assault Examination Awards** SA-2024-00091/Baptist Health Paducah on behalf of \$112.45 Board Action: Board awarded Comments: Member Roberts motioned to award \$112.45. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00092/Baptist Health Paducah on behalf of Board Action: Board awarded Comments: Member Roberts motioned to award \$114.76. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00108/Baptist Health Louisville on behalf of \$243.27 Board Action: Board awarded Comments: Member Roberts motioned to award \$243.27. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00191/Tristar Greenview Regional Hospital on behalf of Board Action: Board awarded Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00236/Kentucky Clinic Pharmacy on behalf of \$230.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$230.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00256/Still Waters Center at Ampersand on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00268/Bethesda Hospital on behalf of \$650.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00269/Western Ridge Good Samaritan on behalf of \$650.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00275/Still Waters Center at Ampersand on behalf of \$200.00

Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00276/Kentucky Clinic Pharmacy on behalf of \$230.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$230.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00278/Southeastern Emergency Physicians, Inc. on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00280/CAC of the Bluegrass on behalf of \$894.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00282/Still Waters Center at Ampersand on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00284/Still Waters Center at Ampersand on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00286/Southeastern Emergency Physicians, Inc. on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00287/Kentucky Clinic Pharmacy on behalf of \$230.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$230.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00288/Still Waters Center at Ampersand on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00293/Bethesda Hospital on behalf of \$550.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$550.00. Member Leenerts seconded the mot Having all in favor, the motion carried.		
SA-2024-00294/Still Waters Center at Ampersand on behalf of \$20 Board Action: Board awarded	00.00	
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the mot	tion	
Having all in favor, the motion carried.		
<u> </u>	94.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the mot Having all in favor, the motion carried. SA-2024-00296/Still Waters Center at Ampersand on behalf of \$20	tion. 00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the mot Having all in favor, the motion carried.		
\$2024-00297/Still Waters Center at Ampersand on behalf of \$20	00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the mot Having all in favor, the motion carried.	tion.	
	94.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
	00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
	00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion.		
Having all in favor, the motion carried. SA-2024-00309/University of Louisville on behalf of \$20	00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the mot Having all in favor, the motion carried.	tion.	
SA-2024-00311/Lexington SANE Program on behalf of \$20	00.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the mot Having all in favor, the motion carried.	tion.	

SA-2024-00312/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00313/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00314/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00315/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00316/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00317/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00318/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00319/Lexington SANE Program on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00323/Medical Center Bowling Green on behalf of \$200.00 Board Action: Board awarded Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00330/St. Joseph Hospital East on behalf of \$200.00 Board Action: Board awarded

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Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded Having all in favor, the motion carried.	the motion.	
SA-2024-00331/Cincinnati Children's Hospital Medical Center on behalf of	\$450.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded Having all in favor, the motion carried.	s: Member Roberts motioned to award \$450.00. Member Leenerts seconded the motion. in favor, the motion carried.	
SA-2024-00332/Medical Center Bowling Green on behalf of	\$200.00	
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded Having all in favor, the motion carried. SA-2024-00335/Norton Hospital on behalf of		
Board Action: Board awarded		
Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded Having all in favor, the motion carried. Sexual Assault Examination Denials		
SA-2024-00118/Owensboro Health Regional Hospital on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded thaving all in favor, the motion carried. SA-2024-00134/Logan Memorial Hospital on behalf of		
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded thaving all in favor, the motion carried. SA-2024-00145/Frankfort Regional Medical Center on behalf of		
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the Having all in favor, the motion carried.		
SA-2024-00157/Baptist Health Corbin on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded thaving all in favor, the motion carried. SA-2024-00170/Jennie Stuart Medical Center on behalf of		
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded thaving all in favor, the motion carried. SA-2024-00181/Owensboro Health Regional Hospital on behalf of	he motion.	
Board Action: Board ordered dismissed	ψ3.00	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded to	he motion.	
Having all in favor, the motion carried.		
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SA-2024-00194/Owensboro Health Twin Lakes Medical Center on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
SA-2024-00200/The Medical Center at Scottsville on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. SA-2024-00201/Jennie Stuart Medical Center on behalf of		
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. SA-2024-00203/Georgetown Community Hospital on behalf of	otion. \$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. SA-2024-00248/Casey County Hospital on behalf of	otion. \$0.00	
Board Action: Board ordered dismissed	ψ0.00	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
SA-2024-00250/Owensboro Health Twin Lakes Medical Center on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. SA-2024-00258/UK Healthcare Hospitals on behalf of	\$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the method all in favor, the motion carried. SA-2024-00262/Deaconess Henderson on behalf of	otion. \$0.00	
Board Action: Board ordered dismissed		
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
SA-2024-00267/Mercy Health Lourdes - Paducah on behalf of Board Action: Board ordered dismissed	\$0.00	
Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried.		
SA-2024-00270/Pikeville Medical Center on behalf of	\$0.00	

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Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00272/Pikeville Medical Center on behalf of \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00273/Pikeville Medical Center on behalf of \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00274/Pikeville Medical Center on behalf of \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00279/Norton Audubon Hospital on behalf of \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. Having all in favor, the motion carried. SA-2024-00289/TJ Samson Community Hospital on behalf of \$0.00 Board Action: Board ordered dismissed Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion.

Having all in favor, the motion carried.