

ARKANSAS STATE CLAIMS COMMISSION

July 2023 Minutes

The Arkansas State Claims Commission (the “Commission”) scheduled hearings for July 21, 2023.

The following members of the Commission were scheduled to be present:

Courtney Baird
Henry Kinslow, chair
Sylvester Smith

1. ***Frank Franklin v. Arkansas Division of Correction***, Claim No. 211124. Claimant filed this claim seeking damages related to Respondent failing to provide sheets. At the hearing on Respondent’s motion to deem admitted its requests for admission propounded to Claimant, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon the review of claim file, the argument of the parties, and the law of the State of Arkansas, the Commission unanimously denied Respondent’s motion to deem admitted.
2. ***David Ferrell v. Arkansas Division of Correction***, Claim No. 200926. Claimant filed this claim seeking damages related to lost property. At the hearing on motions filed by both parties, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon the review of claim file, the argument of the parties, and the law of the State of Arkansas, the Commission found that Respondent complied with the Commission’s September 29, 2022, order with respect to Respondent’s responses to Claimant’s requests for production that stated that the information or documents sought do not exist or are unavailable. With respect to Respondent’s responses to Claimant’s requests for production that stated that Claimant already had the documents, the Commission directed Respondent to provide Claimant with another copy of the requested documents within ten days. The Commission noted that it lacked sufficient information to analyze Respondent’s responses directing Claimant to AD 2002-18 and directed Respondent to file a brief explaining how the policy prohibits disclosure of each requested document within twenty days. The Commission unanimously granted Claimant’s motion to amend his filing to add a signature and denied as moot Respondent’s motion to strike.
3. ***Terrance Billups v. Arkansas Division of Correction***, Claim No. 230968. Claimant filed this claim seeking damages related to the denial of recreational call. At the hearing on Respondent’s motion for summary judgment, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon the review of claim file, the argument of the parties, and the law of the State of Arkansas, the Commission unanimously denied Respondent’s motion for summary judgment.
4. ***Andrew Shaw v. Arkansas State Board of Nursing***, Claim No. 231229. Claimant filed this claim related to the actions by the nursing staff at his prison unit. At the hearing on Respondent’s motion to dismiss, Claimant appeared *pro se*, and David Dawson appeared on Respondent’s behalf. Based upon a review of the claim file, the argument of the parties, and the law of the State of Arkansas, the Commission unanimously voted to grant Respondent’s motion and to dismiss Claimant’s claim.
5. (Other Agency Business) The Commission reviewed and approved the entry of proposed orders numbered 1-138 on Exhibit A to these minutes without discussion.

This completed the business on the July 2023 Commission docket.



Kathryn Irby, Director

Date: November 1, 2023

July 2023

<u>Dropbox No.</u>	<u>Claim No.</u>	<u>Claimant</u>
1	231473	Gregory Holt
2	231471	Christopher Buchanan
3	231285	Bobby McDowell
4	231338	Mary Bullock
5	230696	Andreasen AND OPEX
6	221108	Thomas Allen
7	230862	Stephen Buford
8	200682	Christopher Burgess
9	220111	Conray Carroll
10	231228	Jeffrey Cude
11	210464	Monthrez Davis
12	181013	Marcus Fields
13	200217	William Gullion
14	220875	Billy Nichols Jr.
15	211240	Matthews
16	180354	Nation
17	230260	Pinder
18	181036	Robinson
19	191127	Bowen
20	200548	Axelson
21	190779	Turner
22	190779	Turner
23	200280	Riggs
24	09-0679-CC	Harlan
25	09-0680-CC	Harlan
26	210122	Shelton
27	210984	Fletcher
28	210409	Green
29	230783	Taylor
30	211291	McReynolds
31	211045	Crawford
32	211208	Travis
33	210581	Ramirez
34	220311	Langley
35	231269	Carson
36	231648	Woods
37	180029	Penister
38	230509	RISCOM Houston Specialty
39	200573	Hayes
40	220218	Lane
41	220215	Cory Ryan
42	231132	Lopez
43	231108	Roelofs

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 76 180443
 77 220355
 78 190168
 79 16-0497-CC
 80 200134
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Killelea
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Watson
Meadows
Sanders-Simmons
Threadgill
Kelley
Bloesch
Centers for Youth and Families
Stephens
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Hinton
Buazard
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Bailey
Enterprise Fleet Management
Finley and Associates
Jackson
King
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Laudell
Outlaw
Zielinski
Calder
Arnold and Arnold
Clint Bunker
Robertson
Robinson
Williams and Williams
Herbert L Flake Co LTD
T.S. Holdings Inc/Brown Janitor Supply
Hartwick
Shuttleworth
Kalantari
Stovall
Winston
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West Plains
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Hammons
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