

ARKANSAS STATE CLAIMS COMMISSION

April 2024 Minutes

The Arkansas State Claims Commission (the “Commission”) held hearings on April 12, 2024, via Zoom.

The following members of the Commission were present:

Dee Holcomb
Henry Kinslow, chair
Sylvester Smith

1. ***Willie Jones v. Arkansas Division of Correction***, Claim No. 211057. Claimant filed this claim seeking damages related to his allegation that Respondent did not honor his “low tier/no stairs” medical script which led to Claimant being injured when he fell on stairs. At the hearing on the claim, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon a review of the claim file, the witness testimony and evidence presented, and the law of the State of Arkansas, the Commission dismissed the claim.
2. ***Bart Woodard v. Arkansas Division of Correction***, Claim No. 221169. Claimant filed this claim seeking damages related Respondent’s alleged omissions that resulted in another inmate raping Claimant multiple times. At the hearing on the claim, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon a review of the claim file, the witness testimony and evidence presented, and the law of the State of Arkansas, the Commission dismissed the claim.
3. ***Mark Bolton v. Ark. Div. of Correction***, Claim No. 210805. Claimant filed this claim seeking damages related to the loss of hobby craft materials. At the hearing on the claim, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon a review of the claim file, the witness testimony and evidence presented, and the law of the State of Arkansas, the Commission awarded Claimant \$500.00 in damages.
4. ***Shane Dimitt v. Arkansas Div. of Correction***, Claim No. 220405. Claimant filed this claim seeking damages relating to his allegation that Respondent’s negligence and violation of policy resulted in Claimant being assaulted by another inmate. At the hearing on the claim, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon a review of the claim file, the witness testimony and evidence presented, and the law of the State of Arkansas, the Commission awarded Claimant \$1,500.00 in damages.
5. ***Shane Dimitt v. Arkansas Div. of Correction***, Claim No. 220889. Claimant filed this claim seeking damages relating to denial of yard call. At the hearing on the claim, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon a review of the claim file, the witness testimony and evidence presented, and the law of the State of Arkansas, the Commission dismissed the claim.
6. ***Edward Ferguson v. Arkansas Div. of Correction***, Claim No. 231284. Claimant filed this claim seeking damages related his allegation that he can no longer access his purchased music. At the hearing on Respondent’s motion for summary judgment, Respondent’s motion for sanctions and Claimant’s motion to compel, Claimant appeared *pro se*, and Thomas Burns appeared on behalf of Respondent. Based upon the review of claim file, the motions and responses, the argument of the parties, and the law of the State of Arkansas, the Commission denied Respondent’s motion for summary judgment, Respondent’s motion for sanctions and Claimant’s motion to compel.
7. ***Anthony Lamar v. Arkansas Div. of Correction***, Claim No. 220545. Claimant filed this claim seeking damages related his stimulus payments from the federal government. At the hearing on Respondent’s motion for summary judgment, Respondent’s motion to dismiss and Claimant’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 motions and responses, the argument of the parties, and the law of the State of Arkansas, the Commission

denied Respondent's motion for summary judgment, Respondent's motion to dismiss and Claimant's motion for summary judgment.

8. ***Jeremy Hawkins v. Arkansas Div. of Correction***, Claim No. 221028. Claimant filed this claim seeking damages related his stimulus payments from the federal government. 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 motion and response, the argument of the parties, and the law of the State of Arkansas, the Commission dismissed the claim.
9. ***Michael MacKool v. Arkansas Div. of Correction***, Claim No. 221028. Claimant filed this claim seeking damages related his stimulus payments from the federal government. At the hearing on Respondent's motion for summary judgment and Claimant's motion to add exhibits and motion to amend his response to the motion for summary judgment, Claimant appeared *pro se*, and Courtney Wall appeared on behalf of Respondent. Based upon the review of claim file, the motions and responses, the argument of the parties, and the law of the State of Arkansas, dismissed the claim.
10. (Other Agency Business) The Commission reviewed and approved the entry of proposed orders numbered A1–A32, B1–B22, and C1–C17 on the attached list without discussion.

This completed the business on the April 2024 Commission docket.



Kathryn Irby, Director

Date: November 25, 2024

April 2024

<u>Dropbox No.</u>	<u>Claim No.</u>	<u>Claimant</u>	<u>Agency</u>	
A1	240784	AP Electric Generators LLC	ADC	Sent
A2	240888	Sandlin	ARDOT	Sent
A3	240663	Willard	ARDOT	Sent
A4	240621	Jabien & Payton Trucking LLC	ARDOT	Sent
A5	240240	Schlechtweg	AID	Sent
A6	241414	Mettler Toledo LLC	ASCL	Sent
A7	241338	Burgess	ASP	Sent
A8	241525	Ames	DFA	Sent
A9	230620	Beltran & Castello	DFA	Sent
A10	241534	Dowell	DFA	Sent
A11	240842	Hisel	DFA	Sent
A12	241527	Kesterson	DFA	Sent
A13	241543	Parish	DFA	Sent
A14	240846	Smurfit-Stone Container Ent	DFA	Sent
A15	240848	Smurfit-Stone Container Ent	DFA	Sent
A16	240849	Smurfit-Stone Container Ent	DFA	Sent
A17	241535	Soroka-Tyler	DFA	Sent
A18	240847	Stone Container Corp	DFA	Sent
A19	241526	Valdez	DFA	Sent
A20	241532	Young	DFA	Sent
A21	241438	Sawyer-Jenkins	UAMS	Sent
A22	240531	Lauer	ADM	Sent
A23	231364	Cequel Communications LLC-Optimum	DHS	Sent
A24	241621	Parrish	ABC	Sent
A25	241624	Kirkendoll & Kirkendoll	DFA	Sent
A26	241528	Ashley Global Retail LLC	DFA-CIT	Sent
A27	240840	Tousi	DFA	Sent
A28	240534	Milholland	ADM	Sent
A29	241594	Symmes	ASP	Sent
A30	241569	Marshall	DHS	Sent
A31	241627	Professional Credit Management	DHS	Sent
A32	241628	Professional Credit Management	DHS	Sent
B1	230137	Todd	ADC	Sent
B2	240987	Hamner	ADC	Sent
B3	241511	Ferrell	ADC	Sent
B4	231201	Stompingbear	ADC	Sent
B5	240360	Jones	ADC	Sent
B6	231255	Chambers	ADC	Sent
B7	200548	Axelson	ADC	Sent
B8	200217	Gullion	ADC	Sent
B9	240968	Lamar	ADC	Sent
B10	231398	Threadford	ADC	Sent
B11	231533	Stephens	ADC	Sent
B12	191127	Bowen	ADC	Sent
B13	230780	Cornelison	ADC	Sent
B14	240407	Valachi	ADC	Sent
B15	240349	Lester	ADC	Sent
B16	240344	Saldana	ADC	Sent
B17	231434	Addison	ADC	Sent
B18	231349	Eirvin	ADC	Sent
B19	231313	Parker	ADC	Sent
B20	230644	Billups	ADC	Sent
B21	240308	Cummins	ADC	Sent
B22	231018	Barnes	ADC	Sent
C1	240879	Marshall	ARDOT	Sent
C2	240698	Brookland Finance Center LLC	DFA	Sent
C3	240889	Young	UAMS	Sent
C4	240872	Abel	ARDOT	Sent

C5	240867	Burnett	ARDOT	Sent
C6	241263	Ross	ARDOT	Sent
C7	240904	Charles Smithwick	ARDOT	Sent
C8	241437	Burns--GA	UAMS	Sent
C9	240638	ADEQ	DHS	Sent
C10	180951	Miner	ATU	Sent
C11	240147	Walker	ARDOT	Sent
C12	240610	Dickson	ARDOT	Sent
C13	231591	Leggett	SOA	Sent
C14	231267	Bishop-Nordentoft	ARDOT	Sent
C15	240716	Hickerson	HSU	Sent
C15	240633	Beggs	HSU	Sent
C16	240767	State Farm	ASP	Sent
C17	230057	Ivory	ARDOT	Sent