

**6. Was a state vehicle involved? (If Yes, please complete the following section)**

---

(type of state vehicle involved)

(license number)

(driver)

**7. Check here if this claim involves personal injury.**

**All personal injury claims require a copy of your medical insurance information in place at the time of the incident.**

I do not have health insurance

☐

**8. Amount Sought:** \$0.00

---

(Signature)

(Date)

# LOWE

# LAW GROUP

6028 S. Ridgeline Dr. Suite 200  
Ogden, UT 84405  
p. 801.917.8500  
f. 801.917.8484  
www.lowelawgroup.com

Arkansas  
State Claims Commission

MAR 21 2022

RECEIVED

March 17, 2022

Arkansas State Claims Commission  
101 East Capitol Avenue, Suite 410  
Little Rock, AR 72201

Re: Claim Submission  
RE: LaJessica Mayo Crenshaw

Dear Claims Commission,

Please find the following enclosed with this letter:

1. Client Claim Submission Signature Page
2. Attorney Claim Submission Signature Page

Please review and process the online claim for our client LaJessica Mayo Crenshaw regarding the car accident she was in with a Arkansas Police officer that took place on or around May 29, 2020.

If you have any questions, you may contact me at the telephone number above. Thank you.

Sincerely,

**LOWE LAW GROUP**

Zachary P. Lowe, Attorney

# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619  
FAX (501) 682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, ARKANSAS  
72201-3823

## CLAIM SUBMISSION SIGNATURE PAGE

The undersigned certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a non-frivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

LaJessica Mayo Crenshaw  
Claimant Name (must be printed legibly)

LaJessica Mayo Crenshaw  
Claimant Signature

## Acknowledgement

State of Arkansas

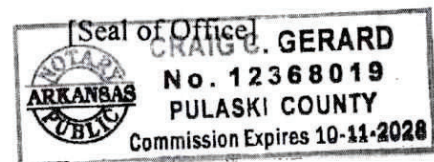
County of Pulaski

On this the 10th day of March, 2022, before me, the undersigned notary, personally appeared LaJessica Mayo Crenshaw known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

[Signature]  
Signature of Notary Public

My Commission expires: 10/11/28





# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619  
FAX (501) 682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, ARKANSAS  
72201-3823

## CLAIM SUBMISSION SIGNATURE PAGE

The undersigned attorney certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

Zachary Pete Lowe  
Attorney Name (must be printed legibly)

[Signature]  
Attorney Signature

## Acknowledgement

State of Utah

County of Weber

On this the 14 day of 3, 2022, before me, the undersigned notary, personally appeared Zachary Pete Lowe known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

[Signature]

Signature of Notary Public

My Commission expires: 10/04/2023

[Seal of Office]



NOTARY PUBLIC  
KRISTI MECHAM  
708571  
MY COMMISSION EXPIRES  
OCTOBER 04, 2023  
STATE OF UTAH

**From:** [Kathryn Irby](#)  
**To:** [REDACTED]; [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
**Bcc:** [Caitlin McDaniel](#)  
**Subject:** LaJessica Mayo Crenshaw, Claim No. 221049 - deficient  
**Date:** Tuesday, March 22, 2022 2:29:00 PM  
**Attachments:** [LaJessica Crenshaw Mayo Claim.pdf](#)

---

Ms. Mayo, please disregard the email sent to you yesterday.

Mr. Lowe, I apologize for the error on our part in transmitting the below email to your client's email instead of to yours. Please see below and attached.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** ASCC New Claims <[ASCC.New.Claims@arkansas.gov](mailto:ASCC.New.Claims@arkansas.gov)>  
**Sent:** Monday, March 21, 2022 3:53 PM  
**To:** [REDACTED]  
**Subject:** LaJessica Mayo Crenshaw, Claim No. 221049 - deficient

Dear Mr. Lowe,

This office received claim documents relating to an incident that occurred on May 29, 2020. Your claim cannot be filed, however, because you did not include copies of your repair estimates, an invoice documenting repair costs or an explanation on why the repair estimates or invoice cannot be provided.

Additionally, you did not include a copy of the insurance declarations covering the damaged property (or a statement that the damaged property was not covered by insurance).

Please send this documentation to our office. Your other claim documents will be retained here to be filed upon receipt of the requested documentation.

Thank you,  
Caitlin

**Caitlin McDaniel**  
*Administrative Specialist II*

**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410

Little Rock, Arkansas 72201

(501) 682-1619

[Caitlin.McDaniel@arkansas.gov](mailto:Caitlin.McDaniel@arkansas.gov)

**From:** [Nohl Speck](#)  
**To:** [Caitlin McDaniel](#)  
**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Thursday, March 31, 2022 4:30:31 PM  
**Attachments:** [image001.png](#)  
[Mayo-Crenshaw, LaJessica - Progressive Policy info \(Dec Page\).pdf](#)

---

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

I noticed you had a deficiency for repair costs as well. It is currently unknown whether LaJessica was driving her own car or her mother's car or if the car has been fixed at this time. Can we proceed forward with the personal injury claim while we sort that out or does it all have to be with you at the same time?

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)













**From:** [Kathryn Irby](#)  
**To:** [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com); [ASCC New Claims](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Monday, April 4, 2022 12:32:00 PM  
**Attachments:** [image001.png](#)  
[Mayo-Crenshaw, LaJessica - Progressive Policy info \(Dec Page\).pdf](#)

---

Mr. Speck, I can confirm receipt of the insurance declarations. If Ms. Crenshaw is seeking damages for the vehicle, that will need to be stated on the front end.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Sent:** Thursday, March 31, 2022 4:30 PM  
**To:** Caitlin McDaniel <[caitlin.mcdaniel@arkansas.gov](mailto:caitlin.mcdaniel@arkansas.gov)>  
**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

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**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



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Phone: (801) 917-8500 | Fax: (801) 917-8484

Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**From:** [Nohl Speck](#)  
**To:** [Kathryn Irby](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Monday, April 4, 2022 12:36:57 PM  
**Attachments:** [image001.png](#)

---

Hi Kathryn,

Thank you for confirming receipt. It seems best to drop the vehicle damages part if that is possible.

It sounds like it was her mom's car and the car was fixed, I believe by her own insurance.

Please let me know if this is possible or if we would need to submit another ticket online without vehicle damages.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



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Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Monday, April 4, 2022 10:32 AM  
**To:** Nohl Speck <n.speck@lowelawgroup.com>; ASCC New Claims <ASCC.New.Claims@arkansas.gov>  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

Mr. Speck, I can confirm receipt of the insurance declarations. If Ms. Crenshaw is seeking damages for the vehicle, that will need to be stated on the front end.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Sent:** Thursday, March 31, 2022 4:30 PM  
**To:** Caitlin McDaniel <[caitlin.mcdaniel@arkansas.gov](mailto:caitlin.mcdaniel@arkansas.gov)>  
**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw

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**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



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Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)



**From:** [ASCC New Claims](#)  
**To:** [Cody Hiland](#); [Hugh Finkelstein](#); [Tess Bradford](#)  
**Cc:** [Kathryn Irby](#)  
**Subject:** CLAIM: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049  
**Date:** Monday, April 11, 2022 11:52:00 AM  
**Attachments:** [LaJessica Mayo Crenshaw Ark. State Police agency ltr.pdf](#)  
[LaJessica Crenshaw Mayo Claim.pdf](#)  
[LaJessica Mayo Crenshaw Claim No. 221049 - deficient.msg](#)  
[LaJessica Mayo Crenshaw Claim No. 221049 - deficient.msg](#)  
[Claim No. 221049; LaJessica Mayo Crenshaw.msg](#)  
[RE Claim No. 221049; LaJessica Mayo Crenshaw.msg](#)  
[RE Claim No. 221049; LaJessica Mayo Crenshaw.msg](#)

---

Please see attached. Contact Kathryn Irby with any questions.

Thank you,  
Caitlin

**Caitlin McDaniel**

*Administrative Specialist II*

**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-1619  
[Caitlin.McDaniel@arkansas.gov](mailto:Caitlin.McDaniel@arkansas.gov)

# ARKANSAS STATE CLAIMS COMMISSION

(501)682-1619  
FAX (501)682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, AR 72201-3823

April 11, 2022

Mr. Cody Hiland  
Arkansas State Police  
1 State Police Plaza Drive  
Little Rock, Arkansas 72209

(via email)

RE: ***LaJessica Mayo Crenshaw v. Arkansas State Police***  
**Claim No. 221049**

---

Dear Mr. Hiland,

Enclosed please find a copy of the above-styled claim filed against the Arkansas State Police. Pursuant to the Arkansas Rules of Civil Procedure, as well as Claims Commission Rule 2.2, you have **thirty days from the date of service** in which to file a responsive pleading.

Your responsive pleading should include your agency number, fund code, appropriation code, and activity/section/unit/element that this claim should be charged against, if liability is admitted, or if the Claims Commission approves this claim for payment. This information is necessary even if your agency denies liability.

Sincerely,

Kathryn Irby

ES: cmedaniel

cc: Zachary Lowe, *counsel for Claimant* (w/o encl.) (via email)

<p><b>Note to Claimant or Claimant's counsel:</b> The Claims Commission copied you on this correspondence to provide you with confirmation that your claim has been processed and served upon the respondent agency.</p>
--

**From:** [ASCC New Claims](#)  
**To:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
**Bcc:** [Kathryn Irby](#)  
**Subject:** LaJessica Mayo Crenshaw v. ASP, Claim NO. 221049  
**Date:** Monday, April 11, 2022 11:54:00 AM  
**Attachments:** [LaJessica Mayo Crenshaw Ark. State Police agency ltr.pdf](#)

---

Dear Mr. Lowe,

Attached please find a copy of the letter sent with your claim to the Arkansas State Police.

Thank you,  
Caitlin

**Caitlin McDaniel**

*Administrative Specialist II*

**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410

Little Rock, Arkansas 72201

(501) 682-1619

[Caitlin.McDaniel@arkansas.gov](mailto:Caitlin.McDaniel@arkansas.gov)

**From:** [Tess Bradford](#)  
**To:** [Kathryn Irby](#); [ASCC Pleadings](#)  
**Cc:** [Cody Hiland](#); [Hugh Finkelstein](#); [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
**Subject:** RE: CLAIM: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049  
**Date:** Tuesday, May 3, 2022 12:12:08 PM  
**Attachments:** [Claim 221049 Answer and Motion.pdf](#)

---

Good afternoon Director Irby,

Attached please find Respondent's Answer and Incorporated Motion to Hold in Abeyance. Counsel for Claimant has been cc'd to this email.

Should there be anything else that you may need, please do not hesitate to contact me.

Thank you.

Tess Bradford  
(501) 618-8583

---

**From:** ASCC New Claims <[ASCC.New.Claims@arkansas.gov](mailto:ASCC.New.Claims@arkansas.gov)>  
**Sent:** Monday, April 11, 2022 11:53 AM  
**To:** Cody Hiland <[cody.hiland@asp.arkansas.gov](mailto:cody.hiland@asp.arkansas.gov)>; Hugh Finkelstein <[hugh.finkelstein@asp.arkansas.gov](mailto:hugh.finkelstein@asp.arkansas.gov)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Cc:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Subject:** CLAIM: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049

Please see attached. Contact Kathryn Irby with any questions.

Thank you,  
Caitlin

**Caitlin McDaniel**

*Administrative Specialist II*

**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410

Little Rock, Arkansas 72201

(501) 682-1619

[Caitlin.McDaniel@arkansas.gov](mailto:Caitlin.McDaniel@arkansas.gov)

**BEFORE THE STATE CLAIMS COMMISSION  
OF THE STATE OF ARKANSAS**

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**ANSWER AND INCORPORATED MOTION TO HOLD IN ABEYANCE**

---

COMES NOW the Respondent, the Arkansas State Police (ASP), by and through its attorney, Tess Bradford, and for its Answer to the Complaint filed by Claimant, LaJessica Mayo Crenshaw, and Incorporated Motion to Hold in Abeyance, states as follows:

1. Respondent admits that, on April 29, 2020, a collision occurred between a vehicle driven by Claimant and a vehicle driven by an Arkansas State Police employee, Sergeant Elvis Mull (“Mull”) in Little Rock, Arkansas.

2. Respondent admits that the acts and/or omissions of Mull were the proximate cause of the collision with Claimant.

3. Respondent denies that Claimant sustained any compensable personal injuries or property loss or damage.

4. Respondent denies that it is liable for medical costs allegedly incurred by Claimant as a result of the collision.

5. Respondent denies that it is liable for injuries allegedly suffered by Claimant as a result of the collision.

6. All allegations in Claimant’s Complaint not specifically admitted herein are denied.

7. Pleading affirmatively, Claimant is not seeking property damages related to this April 29, 2020, incident. *See Ex. A*

8. Pleading affirmatively, the Respondent is uninsured.

9. Claimant has not identified her medical insurance provider.

10. Claimant has not indicated the amount of her deductibles in the Claim.

11. Arkansas Code Annotated § 19-10-302(a) specifically states that “the [Claims] Commission shall hear no claim until the claimant has *exhausted all remedies* against insurers, *including the claimant’s insurer.*” [Emphasis added.]

12. Pleading affirmatively, Claimant alleged that she suffered personal injury in her claim.

13. Claimant provided no evidence in her Complaint or attachments thereto that she submitted all claims to her medical insurer for payment prior to seeking reimbursement in this forum.

14. Pleading affirmatively, the Claimant has failed to “exhaust all remedies” against her insurers — including, if necessary, the remedy of a civil action against her insurers for breach of contract under the terms of her policies and applicable law.

15. Pleading affirmatively, until the Claimant exhausts all remedies against her insurers, the Commission lacks jurisdiction to proceed with this claim under Ark. Code Ann. § 19-10-302. Accordingly, the Commission should hold her claim in abeyance until the claimant has exhausted all remedies against her insurers.

16. Pleading affirmatively, Respondent asserts that Claimant failed to mitigate her damages, and as such, she is not entitled to recover those damages which she could have mitigated through the exercise of reasonable efforts and/or diligence.

17. Pleading affirmatively, to the extent that Claimant’s insurance has or will pay for the total amount of the personal injury claim, her claim should be denied.

18. The following are the applicable codes for the Department in this claim: [REDACTED]

[REDACTED]

[REDACTED]

WHEREFORE, having answered the Claimant's Complaint, the Respondent prays that the Commission hold Claimant's claim in abeyance; and for such other relief which might be just and equitable.

Respectfully submitted,  
Department of Arkansas State Police

BY: /s/ Tess Bradford  
Tess Bradford #2017156  
Staff Attorney  
Arkansas State Police  
1 State Police Plz Dr  
Little Rock, Arkansas 72209  
(501) 618-8583  
[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)

#### **CERTIFICATE OF SERVICE**

I, Tess Bradford, do hereby certify that a copy of the foregoing pleading has been sent via electronic mail this 3<sup>rd</sup> day of May, 2022, to:

Ms. LaJessica Mayo Crenshaw  
c/o Mr. Zachary Lowe, Esq.  
6028 S. Ridgeline Dr., Suite 200  
Ogden, Utah 84405  
[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)

/s/ Tess Bradford  
Tess Bradford

## Tess Bradford

---

**From:** Nohl Speck <n.speck@lowelawgroup.com>  
**Sent:** Monday, April 4, 2022 12:37 PM  
**To:** Kathryn Irby  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

Hi Kathryn,

Thank you for confirming receipt. It seems best to drop the vehicle damages part if that is possible.

It sounds like it was her mom's car and the car was fixed, I believe by her own insurance.

Please let me know if this is possible or if we would need to submit another ticket online without vehicle damages.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**

**LOWE** | LAW GROUP

6028 S. Ridgeline Dr. Suite #200

Ogden, Utah 84405

Phone: (801) 917-8500 | Fax: (801) 917-8484

Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Monday, April 4, 2022 10:32 AM  
**To:** Nohl Speck <n.speck@lowelawgroup.com>; ASCC New Claims <ASCC.New.Claims@arkansas.gov>  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

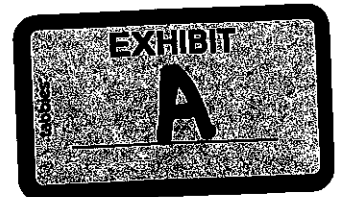
Mr. Speck, I can confirm receipt of the insurance declarations. If Ms. Crenshaw is seeking damages for the vehicle, that will need to be stated on the front end.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Nohl Speck <n.speck@lowelawgroup.com>  
**Sent:** Thursday, March 31, 2022 4:30 PM





**To:** Caitlin McDaniel <[caitlin.mcdaniel@arkansas.gov](mailto:caitlin.mcdaniel@arkansas.gov)>

**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

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Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**

**\*Licensed in Washington and Oregon**

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Phone: (801) 917-8500 | Fax: (801) 917-8484

Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**From:** [Kathryn Irby](#)  
**To:** [Tess Bradford](#); [ASCC Pleadings](#)  
**Cc:** [Cody Hiland](#); [Hugh Finkelstein](#); [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
**Subject:** INFO NEEDED: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049  
**Date:** Tuesday, May 3, 2022 2:17:00 PM  
**Attachments:** [Affidavit re exhaustion of insurance remedies.pdf](#)

---

Mr. Lowe, the Claims Commission has reviewed the abeyance motion filed by the Arkansas State Police and is attaching to this correspondence a form affidavit for your use in complying with Ark. Code Ann. § 19-10-302(a).

Thanks,  
Kathryn Irby

---

**From:** Tess Bradford <[Tess.Bradford@asp.arkansas.gov](mailto:Tess.Bradford@asp.arkansas.gov)>  
**Sent:** Tuesday, May 3, 2022 12:12 PM  
**To:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>; ASCC Pleadings <[ASCCPleadings@arkansas.gov](mailto:ASCCPleadings@arkansas.gov)>  
**Cc:** Cody Hiland <[cody.hiland@asp.arkansas.gov](mailto:cody.hiland@asp.arkansas.gov)>; Hugh Finkelstein <[hugh.finkelstein@asp.arkansas.gov](mailto:hugh.finkelstein@asp.arkansas.gov)>; [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
**Subject:** RE: CLAIM: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049

Good afternoon Director Irby,

Attached please find Respondent's Answer and Incorporated Motion to Hold in Abeyance. Counsel for Claimant has been cc'd to this email.

Should there be anything else that you may need, please do not hesitate to contact me.

Thank you.

Tess Bradford  
(501) 618-8583

---

**From:** ASCC New Claims <[ASCC.New.Claims@arkansas.gov](mailto:ASCC.New.Claims@arkansas.gov)>  
**Sent:** Monday, April 11, 2022 11:53 AM  
**To:** Cody Hiland <[cody.hiland@asp.arkansas.gov](mailto:cody.hiland@asp.arkansas.gov)>; Hugh Finkelstein <[hugh.finkelstein@asp.arkansas.gov](mailto:hugh.finkelstein@asp.arkansas.gov)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Cc:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Subject:** CLAIM: LaJessica Mayo Crenshaw v. ASP, Claim No. 221049

Please see attached. Contact Kathryn Irby with any questions.

Thank you,  
Caitlin

**Caitlin McDaniel**

*Administrative Specialist II*

**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410

Little Rock, Arkansas 72201

(501) 682-1619

[Caitlin.McDaniel@arkansas.gov](mailto:Caitlin.McDaniel@arkansas.gov)

# AFFIDAVIT REGARDING EXHAUSTION OF INSURANCE REMEDIES

**Ark. Code Ann. § 19-10-302(b):** Every claim filed with the commission shall be accompanied by a sworn affidavit, on a form to be provided by the commission, signed by the claimant and witnessed by the claimant's insurer and legal counsel, if any, that the claimant has exhausted all remedies against insurers, including the claimant's insurer. The affidavit shall further state the total amount of insurance benefits paid to the claimant.

\*\*\*Please attach additional pages, if needed, to provide the information requested.\*\*\*

State of \_\_\_\_\_

County of \_\_\_\_\_

I, \_\_\_\_\_, swear under oath that I have **taken the following actions to exhaust my remedies against insurers**, including my insurer:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I hereby state that I have **received the following payments from insurers**:

\_\_\_\_\_  
\_\_\_\_\_

I hereby state under oath that the foregoing statements are true and correct to the best of my knowledge.

\_\_\_\_\_  
Signature of Affiant

Witnessed by \_\_\_\_\_, \_\_\_\_\_ with \_\_\_\_\_.  
(print name) (title) (Claimant's insurer)

\_\_\_\_\_  
(signature)

*If you did not have insurance coverage for the applicable person, vehicle, or property, write N/A on these blanks.*

Witnessed by \_\_\_\_\_, legal counsel for Claimant, if any.  
(print name)

\_\_\_\_\_  
(signature)

*If you are not represented by an attorney, write N/A on these blanks.*

Subscribed and sworn to me on \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature of Notary Public

My commission expires: \_\_\_\_\_.

**From:** [Kathryn Irby](#)  
**To:** [Nohl Speck](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Friday, May 13, 2022 1:00:00 PM  
**Attachments:** [LaJessica Mayo Crenshaw v. ASP Claim NO. 221049.msg](#)  
[image001.png](#)  
[RE CLAIM LaJessica Mayo Crenshaw v. ASP Claim No. 221049.msg](#)  
[INFO NEEDED LaJessica Mayo Crenshaw v. ASP Claim No. 221049.msg](#)

---

I'm attaching (1) the 4/11 email transmitting a copy of the agency letter to Mr. Lowe; (2) the email from Ark. State Police filing its answer and abeyance motion; and (3) my email to the parties providing Mr. Lowe with a blank affidavit for his use in addressing the exhaustion-of-insurance-remedies issue raised in ASP's motion.

Please let me know if you need anything else.

Thanks,  
Kathryn

---

**From:** Nohl Speck <n.speck@lowelawgroup.com>  
**Sent:** Thursday, May 12, 2022 3:35 PM  
**To:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

Hi Kathryn,

I am following up with this claim we sent in. Do you know if there is any update?

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

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**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
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**To:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
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Mr. Speck, we will get this claim transmitted to ASP on the issue of personal injuries only.

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Thank you for confirming receipt. It seems best to drop the vehicle damages part if that is possible.

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**Sent:** Monday, April 4, 2022 10:32 AM  
**To:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>; ASCC New Claims  
<[ASCC.New.Claims@arkansas.gov](mailto:ASCC.New.Claims@arkansas.gov)>  
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Mr. Speck, I can confirm receipt of the insurance declarations. If Ms. Crenshaw is seeking damages for the vehicle, that will need to be stated on the front end.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

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**From:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Sent:** Thursday, March 31, 2022 4:30 PM  
**To:** Caitlin McDaniel <[caitlin.mcdaniel@arkansas.gov](mailto:caitlin.mcdaniel@arkansas.gov)>  
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**From:** [Kathryn Irby](#)  
**To:** [Nohl Speck](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Wednesday, May 18, 2022 2:13:00 PM  
**Attachments:** [image001.png](#)

---

You may electronically file it by sending to [ascpleadings@arkansas.gov](mailto:ascpleadings@arkansas.gov).

Thanks,  
Kathryn Irby

---

**From:** Nohl Speck <n.speck@lowelawgroup.com>  
**Sent:** Tuesday, May 17, 2022 11:20 AM  
**To:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

Hi Kathryn,

We have drafted a reply to their Answer/Motion for Abeyance along with supporting documents. Should I attach it to another email and send it to you or should I use another route to get it to the proper place?

Additionally, I sent the affidavit over to our client for her review. I reviewed the affidavit and I believe the supporting documents will show that the car insurance is exhausted.

Please let me know. Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



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**Sent:** Friday, May 13, 2022 11:01 AM  
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Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**From:** [Nohl Speck](#)  
**To:** [ASCC Pleadings](#)  
**Cc:** [Jason Harmon](#); [Tess Bradford](#)  
**Subject:** Claim #: 221049 Mayo Crenshaw  
**Date:** Wednesday, May 18, 2022 2:43:04 PM  
**Attachments:** [image001.png](#)  
[LaJessica Mayo Reply 1.pdf](#)

---

RE: LaJessica Mayo Crenshaw  
Claim #: 221049

Dear Arkansas Claims Commission,

Please find the attached documents for LaJessica Mayo Crenshaw's reply to the Arkansas State Police Answer and Motion for Abeyance.

Additionally, the affidavit of exhaustion will be sent when we receive it from our client. Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



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Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**BEFORE THE STATE CLAIMS COMMISSION  
OF THE STATE OF ARKANSAS**

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**REPLY TO RESPONDENT'S ANSWER AND  
MOTION TO HOLD IN ABEYANCE**

---

COMES NOW, Claimant, LaJessica Mayo Crenshaw, by and through her attorney, Zachary Peter Lowe from the Lowe Law Group, LLC, and for her reply to Respondent's Answer and Motion to Hold in Abeyance, filed by the Arkansas State Police, replies as follows:

1. Claimant admits that she is not seeking property damage.
2. Claimant states that her medical insurance provider is the [REDACTED]  
[REDACTED]. See Exhibit A-Copy of Claimant's medical card.
3. Claimant does not have car insurance of her own but was driving a car owned and insured by Claimant's mother and, therefore, Claimant does not have deductibles. See Exhibit B-[REDACTED] Insurance Declaration Page.
4. Claimant has recovered the full policy amount from the policy covering the car she was in. See Exhibit C- Correspondence from [REDACTED] issuing Payment.
5. Claimant remains wholly undercompensated for the injuries sustained in the April 29, 2020 collision. See Exhibit D- Medical Bills as a result of the April 29, 2020 accident.
6. Claimant denies every other affirmative defense not expressly admitted herein.

//

//

THEREFORE, having replied to Respondent's Answer and Motion, the Claimant respectfully requests the Arkansas Claims Commission to continue their review of Claimant's claim.

SIGNED and DATED this 18th day of May, 2022

**LOWE LAW GROUP**

/s/ Pete Lowe  
ZACHARY P. LOWE, ARK. BAR NO. 2020092  
pete@lowelawgroup.com  
*Attorneys for Claimant*

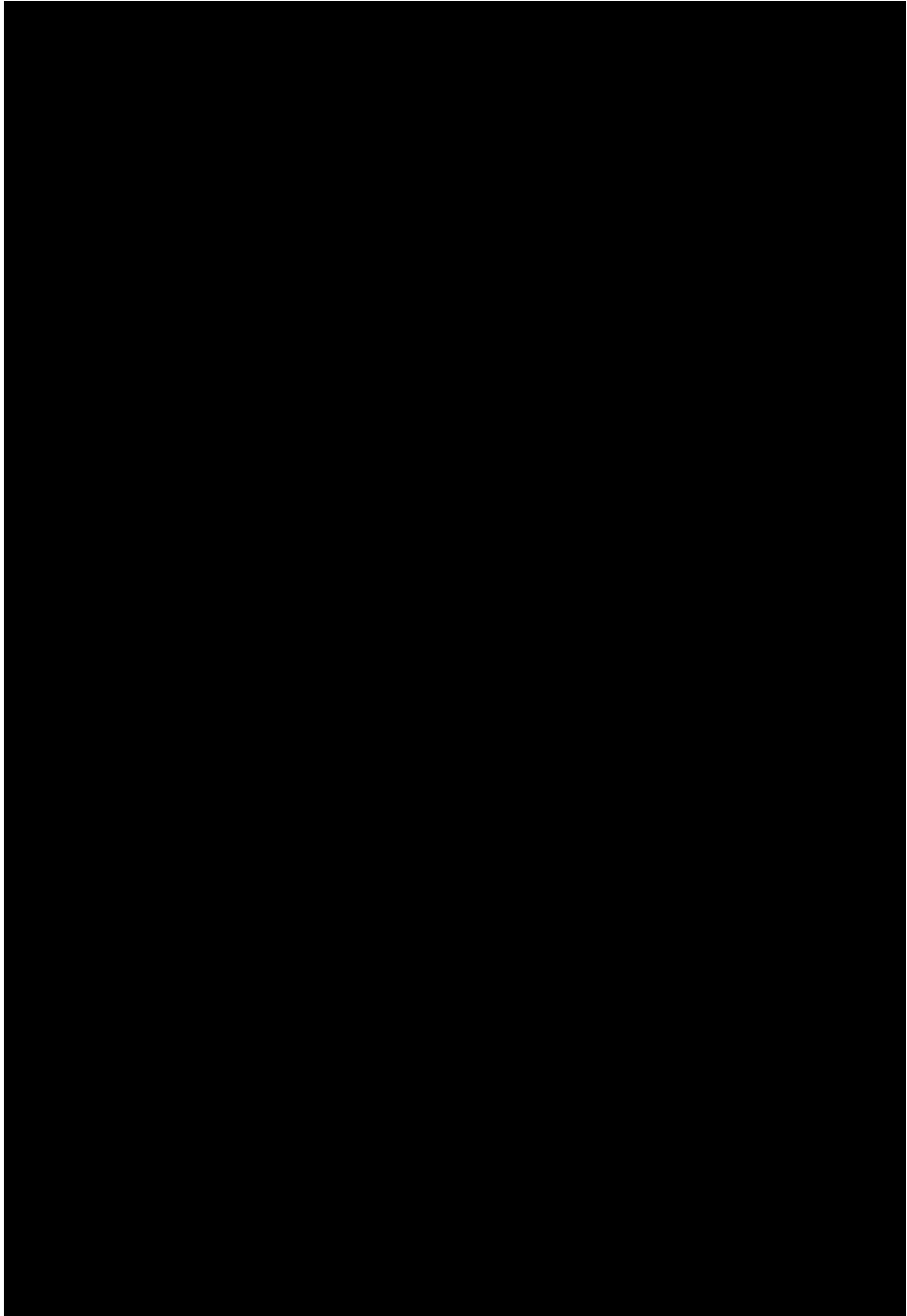
**LOWE LAW GROUP**  
6028 S Ridgeline Dr. #200  
Ogden, Utah 84405  
Phone: (206) 880-7950  
Fax: (801) 917-8484

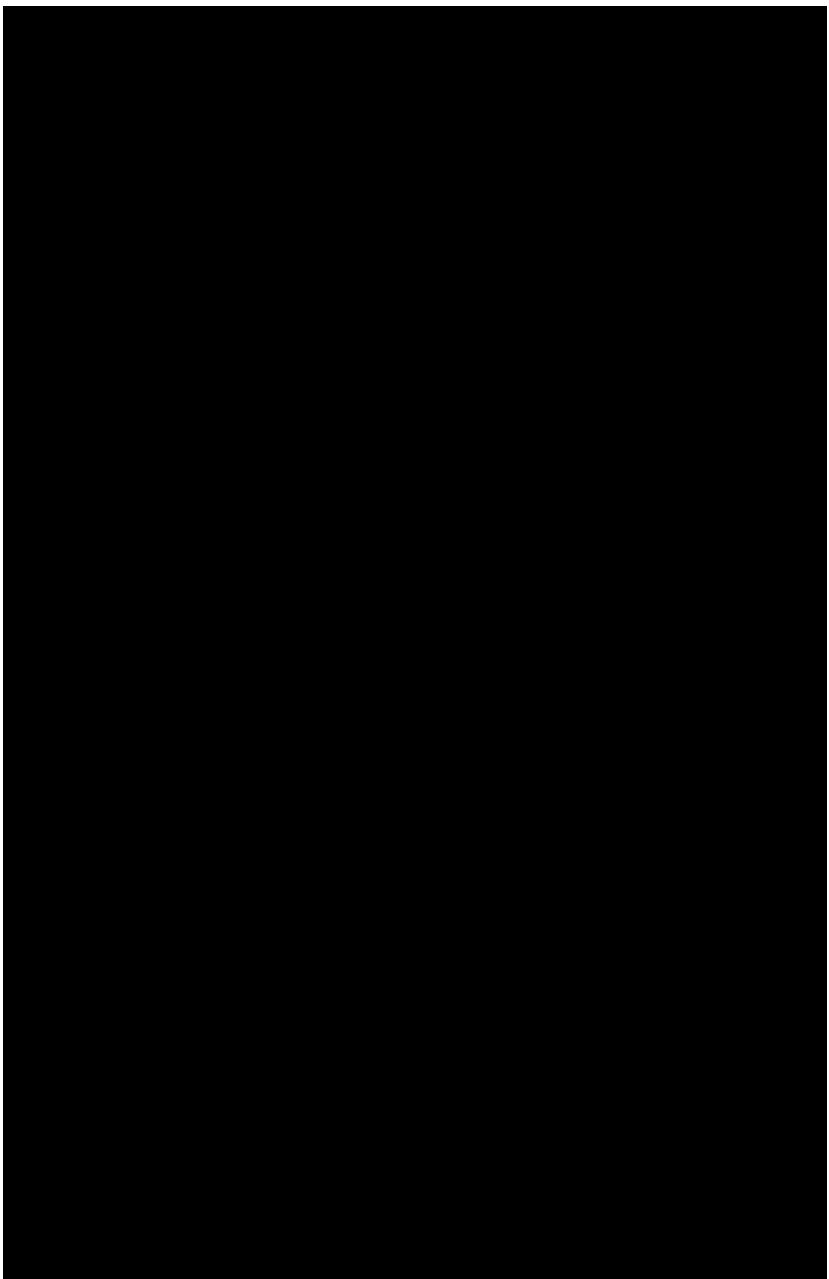
**CERTIFICATE OF SERVICE**

I, Nohl Speck, do hereby certify that a copy of the foregoing Reply has been sent via electronic email this 18<sup>th</sup> day of May, 2022 to:

Arkansas State Police  
Tess Bradford  
Staff Attorney  
1 State Police Plz Dr.  
Little Rock, Arkansas 72209  
Tess.bradford@asp.arkansas.gov

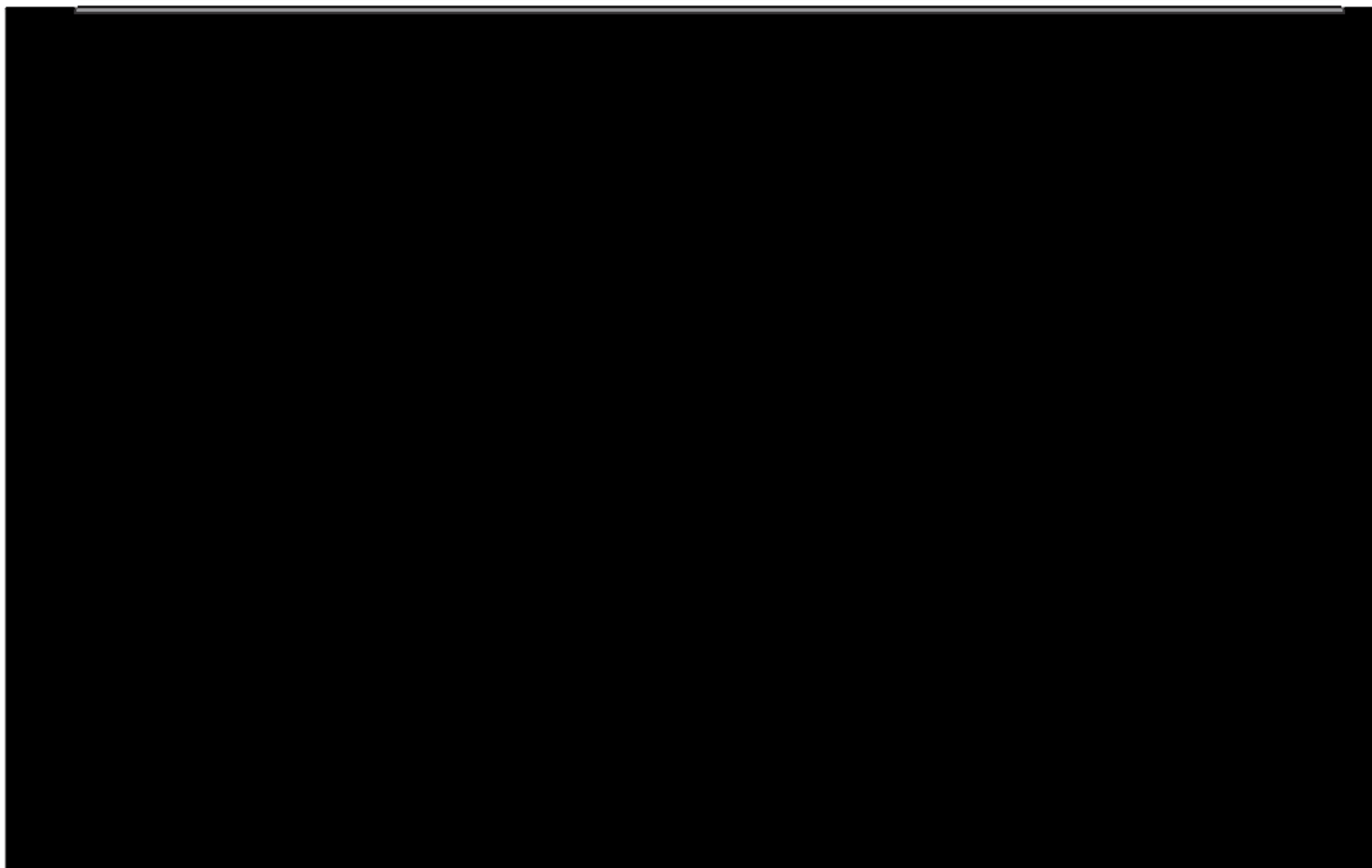
Nohl Speck  
Nohl Speck

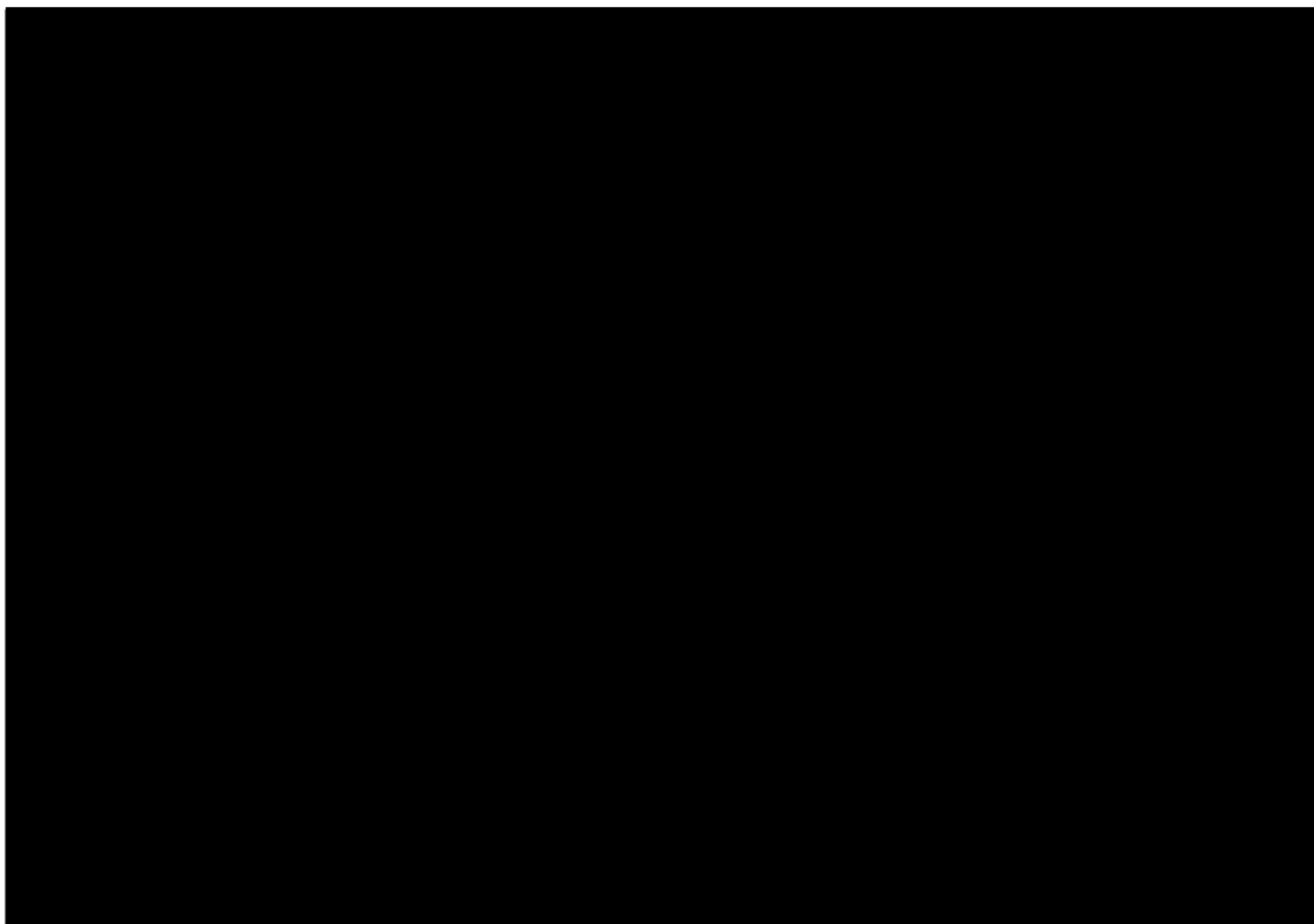


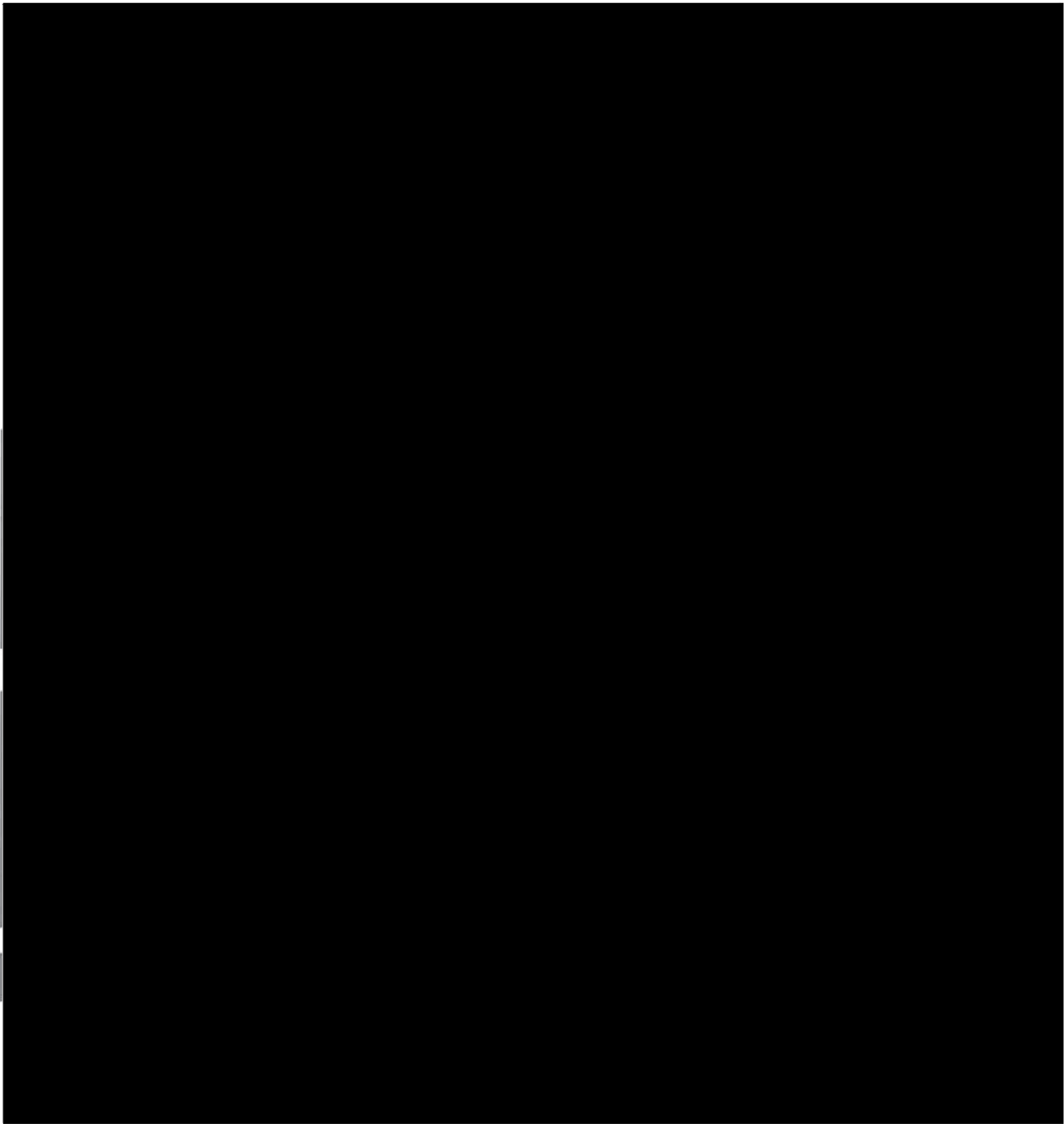


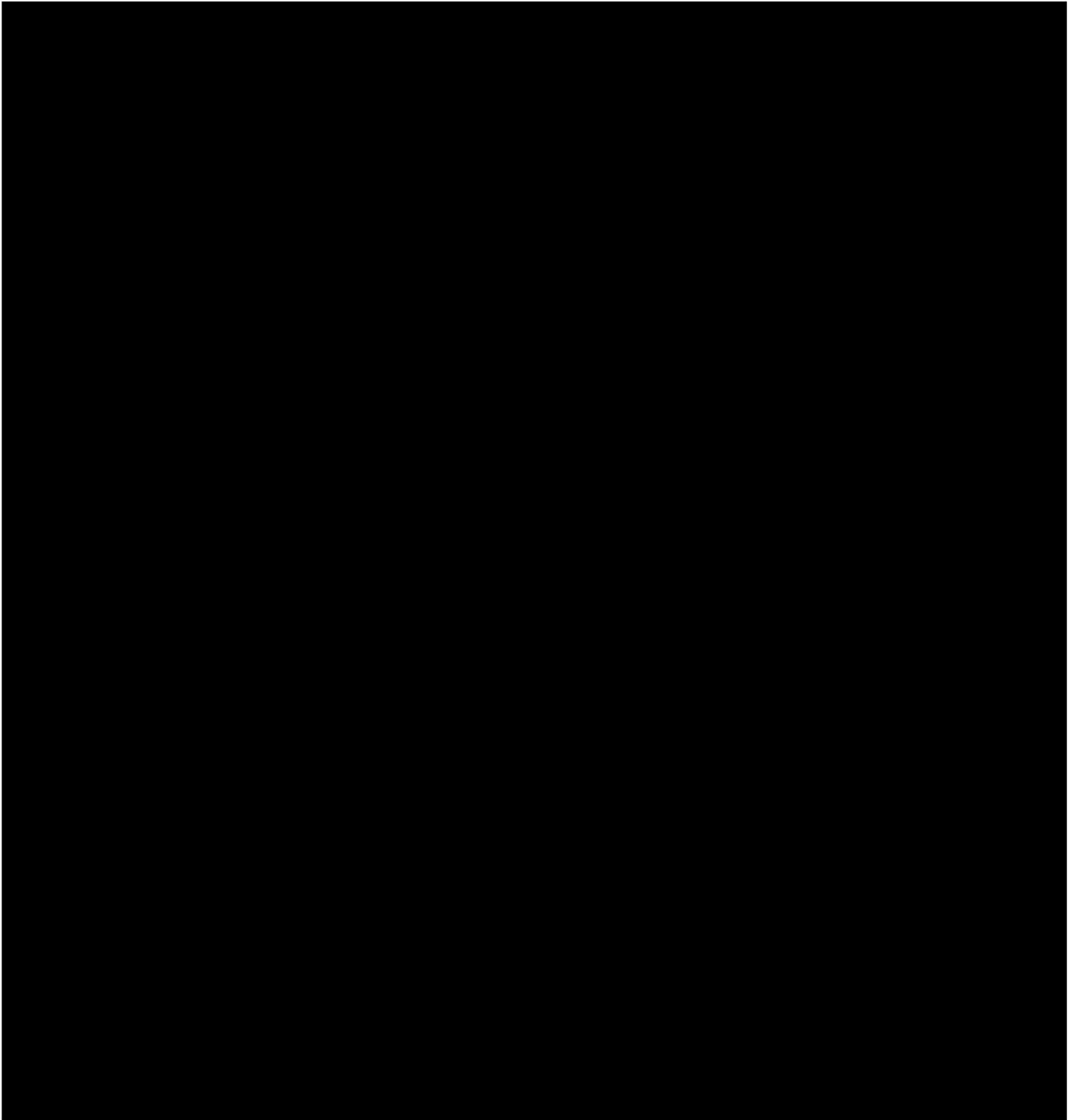


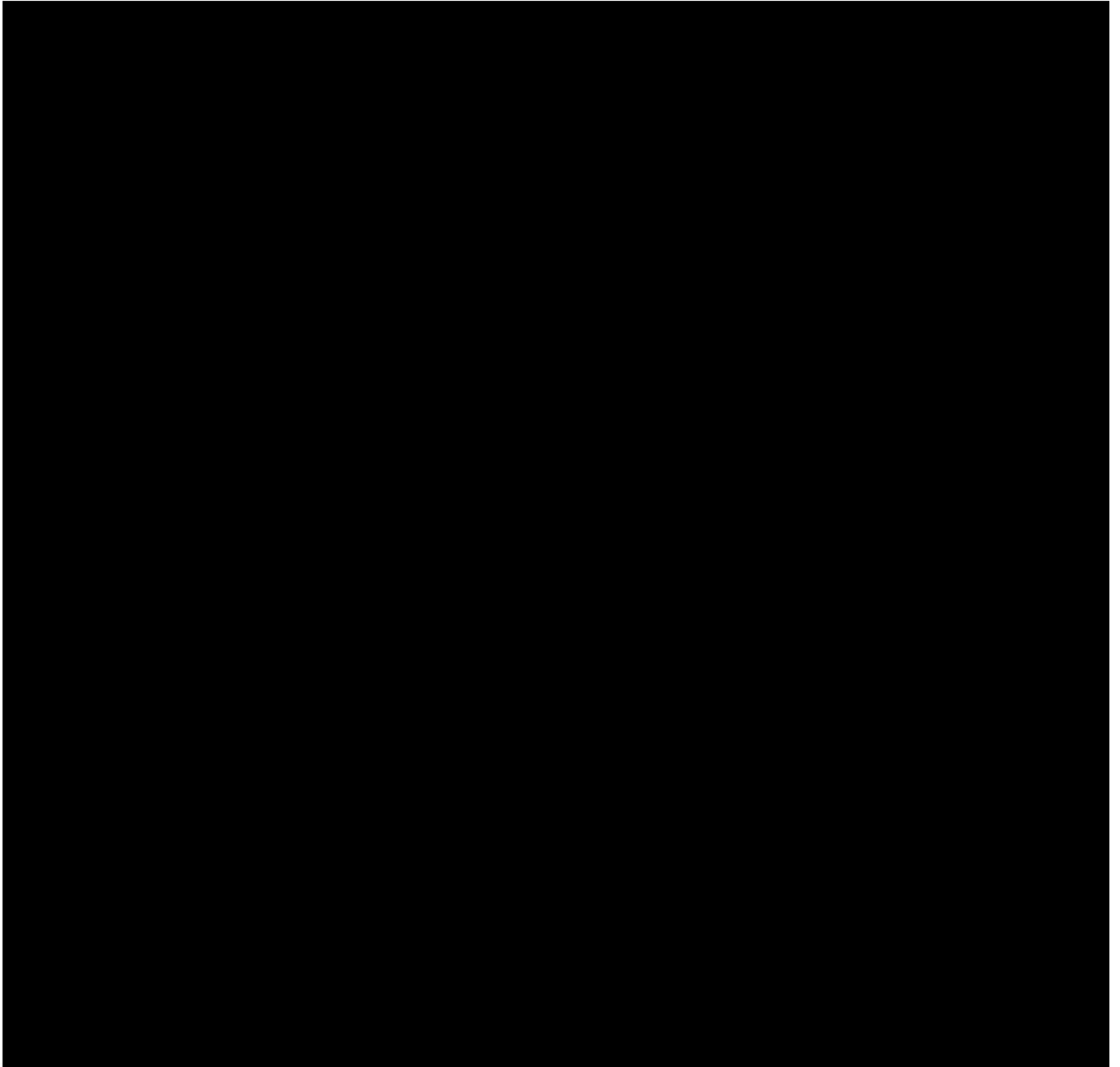


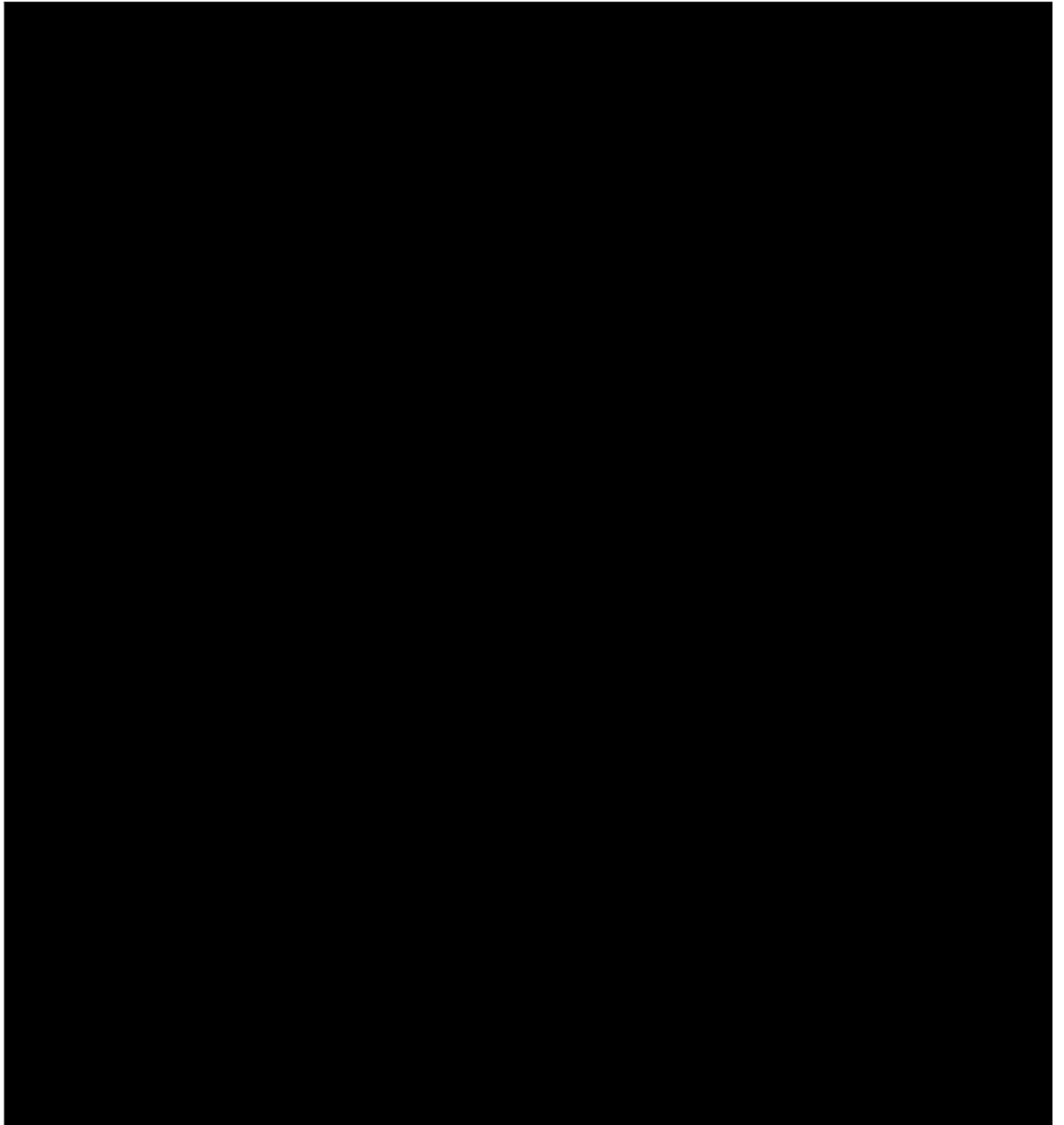


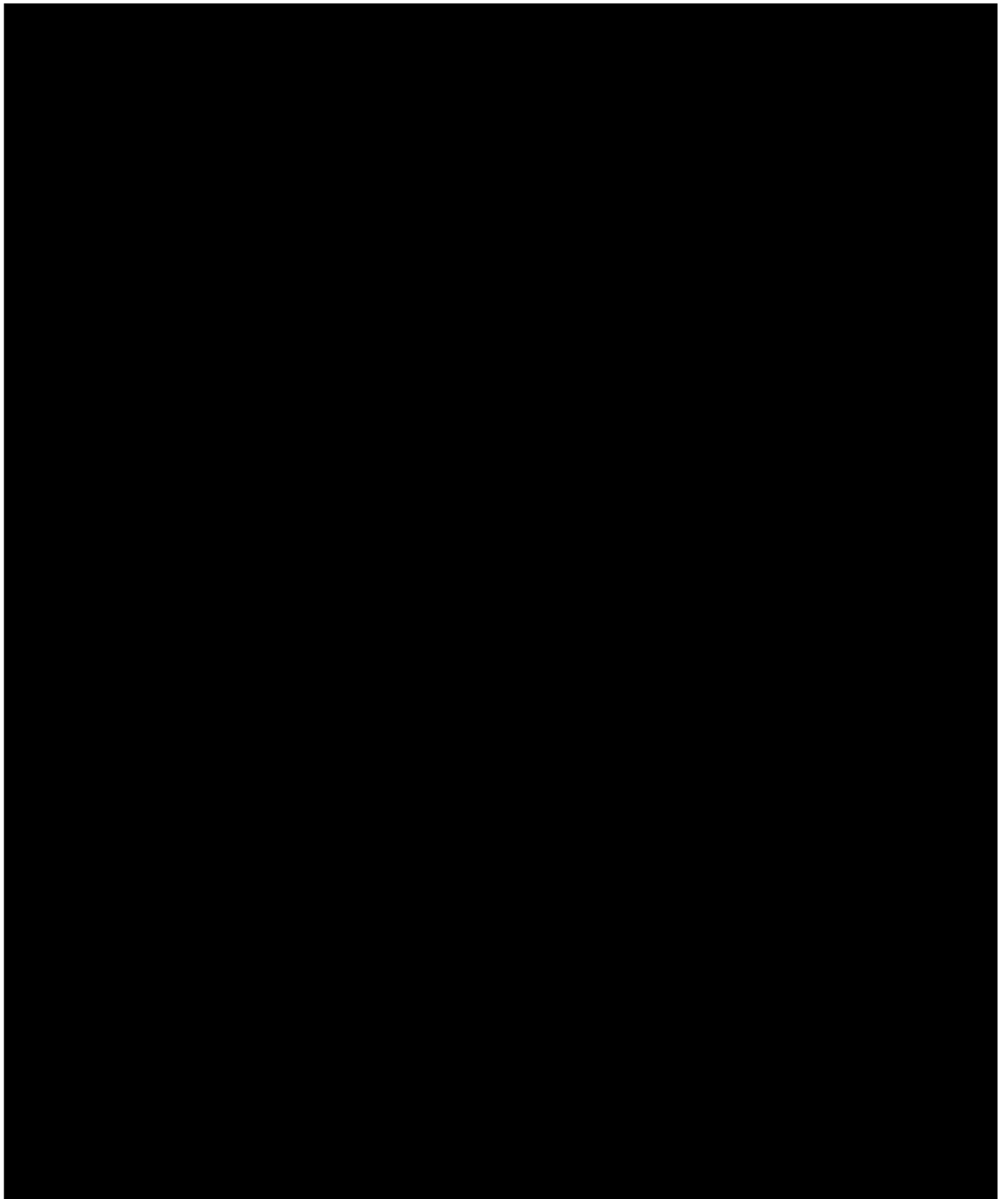




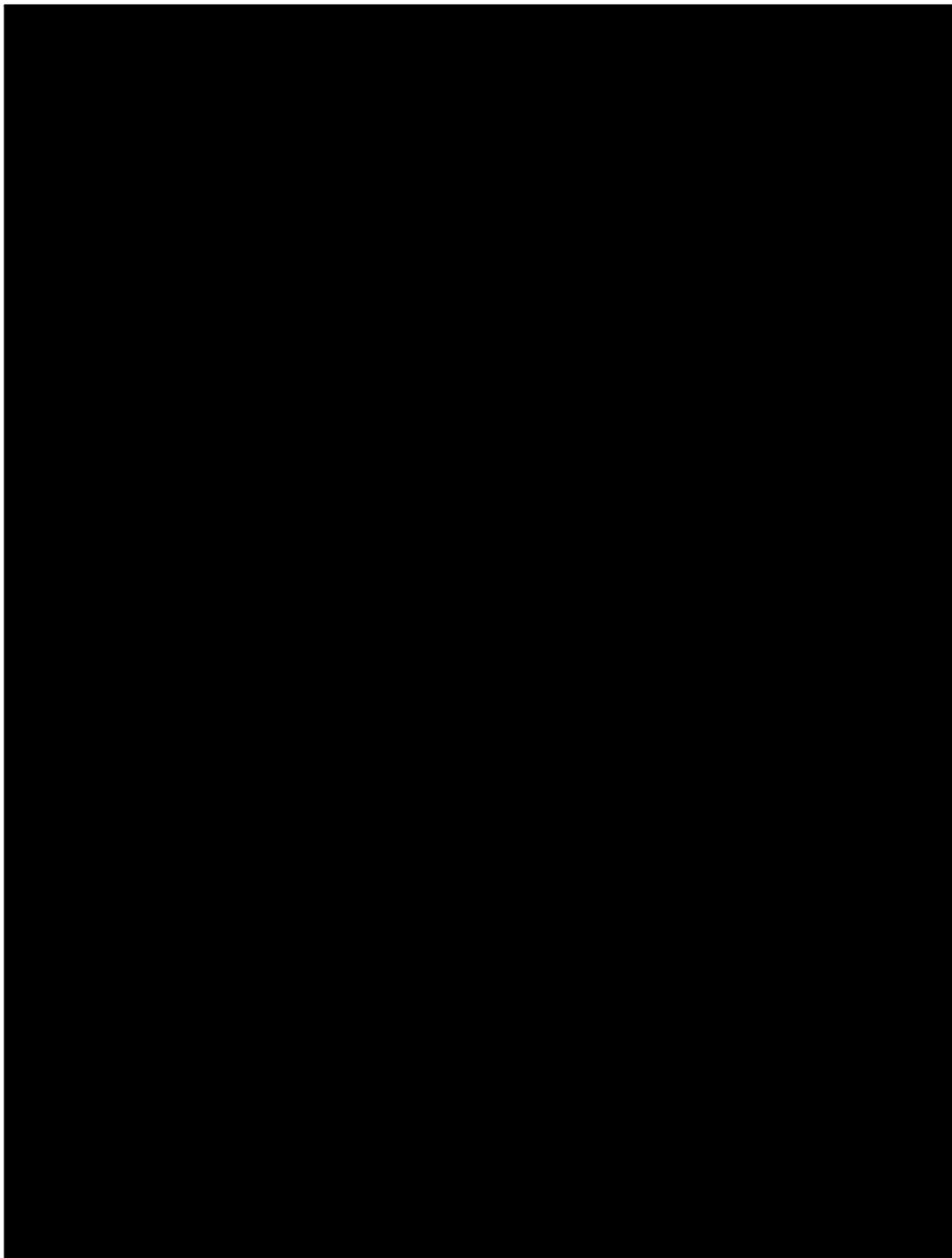


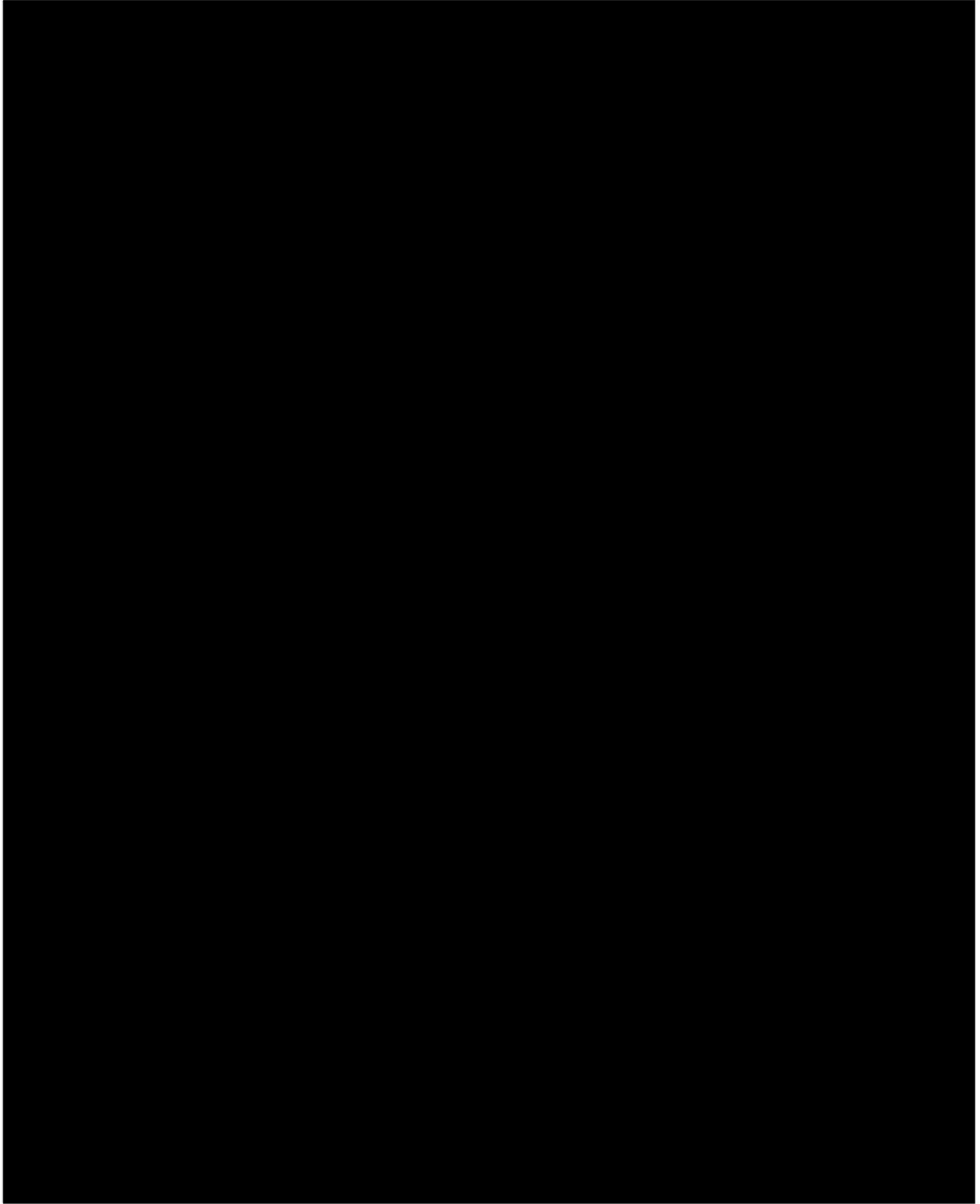


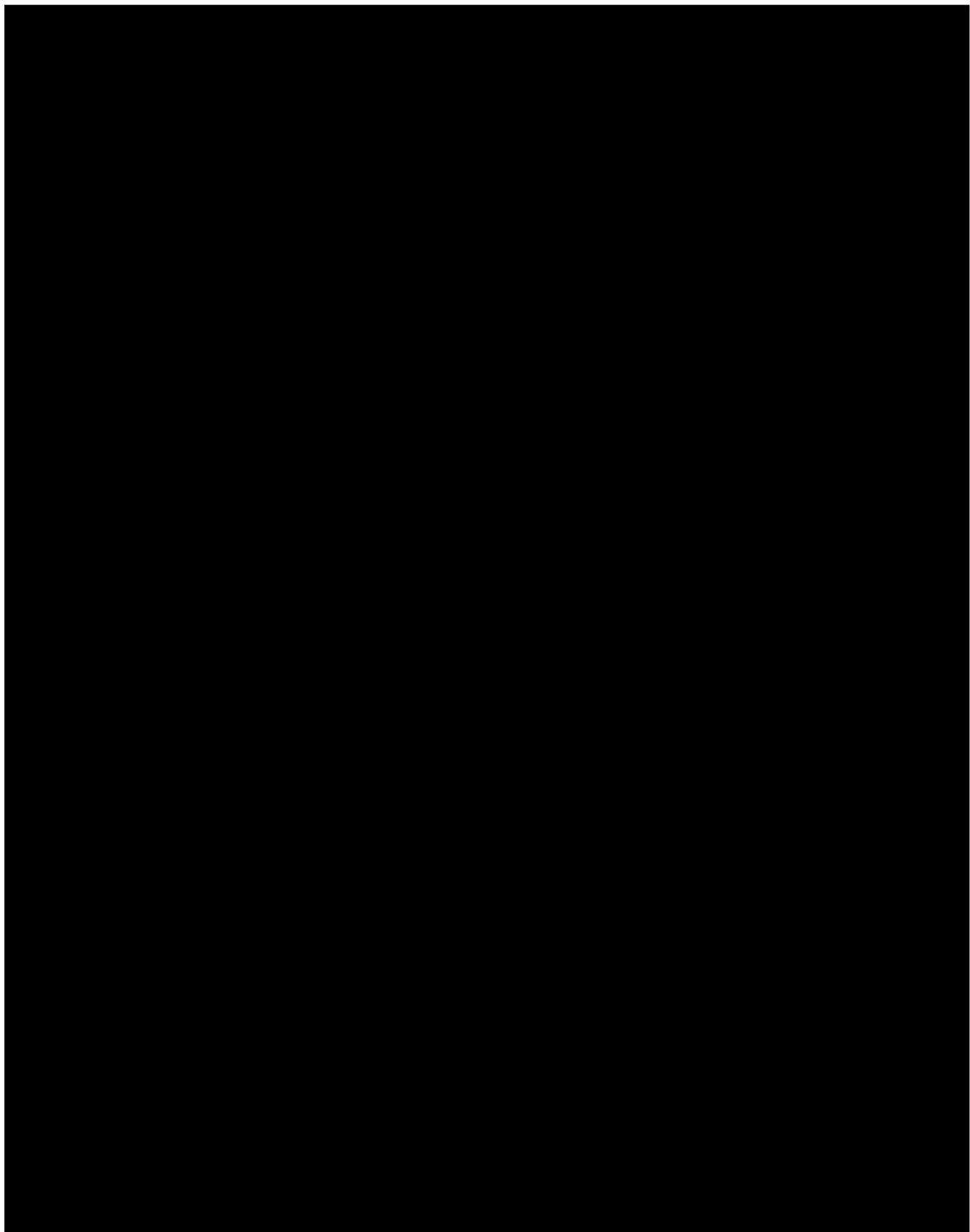


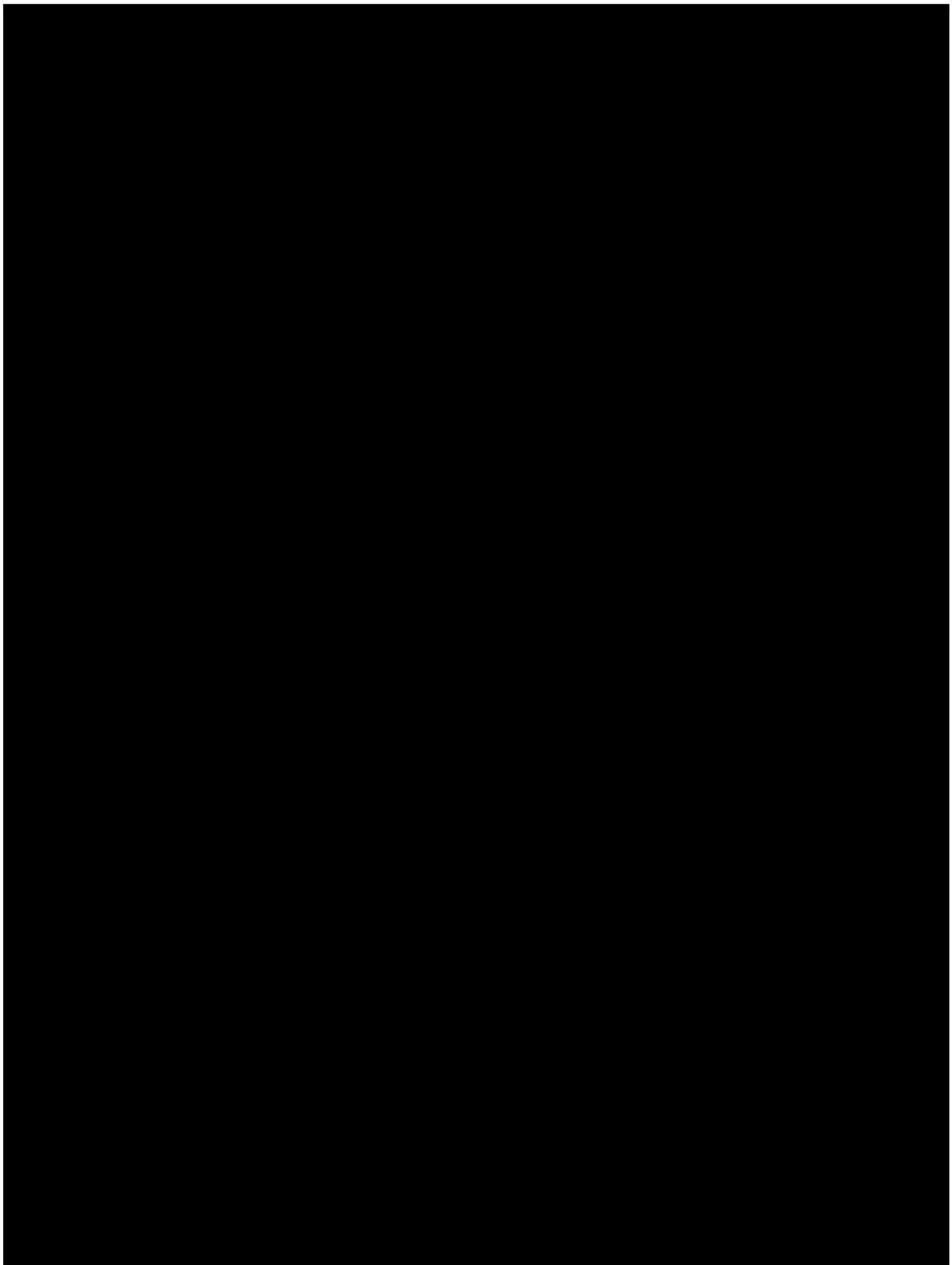


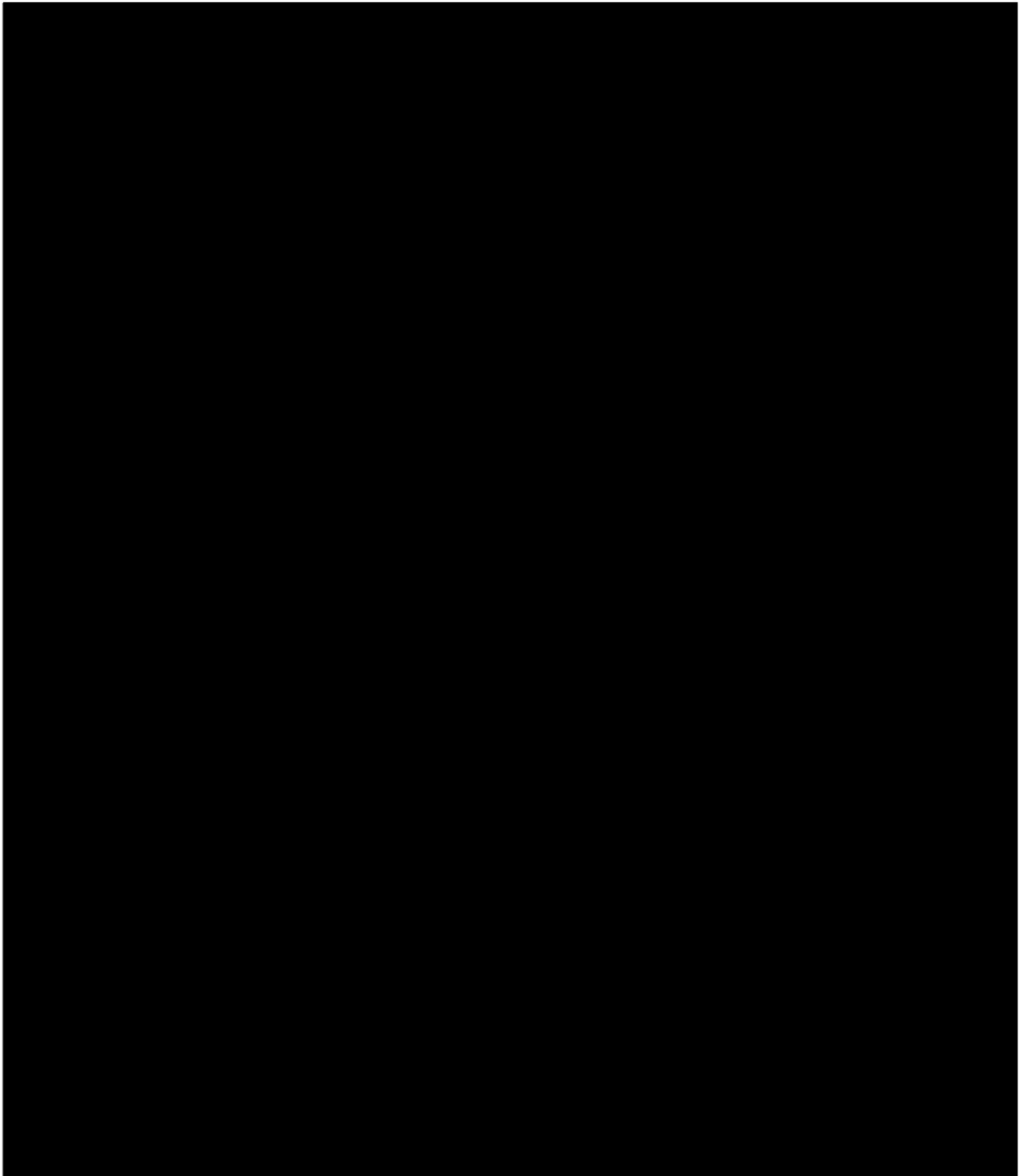


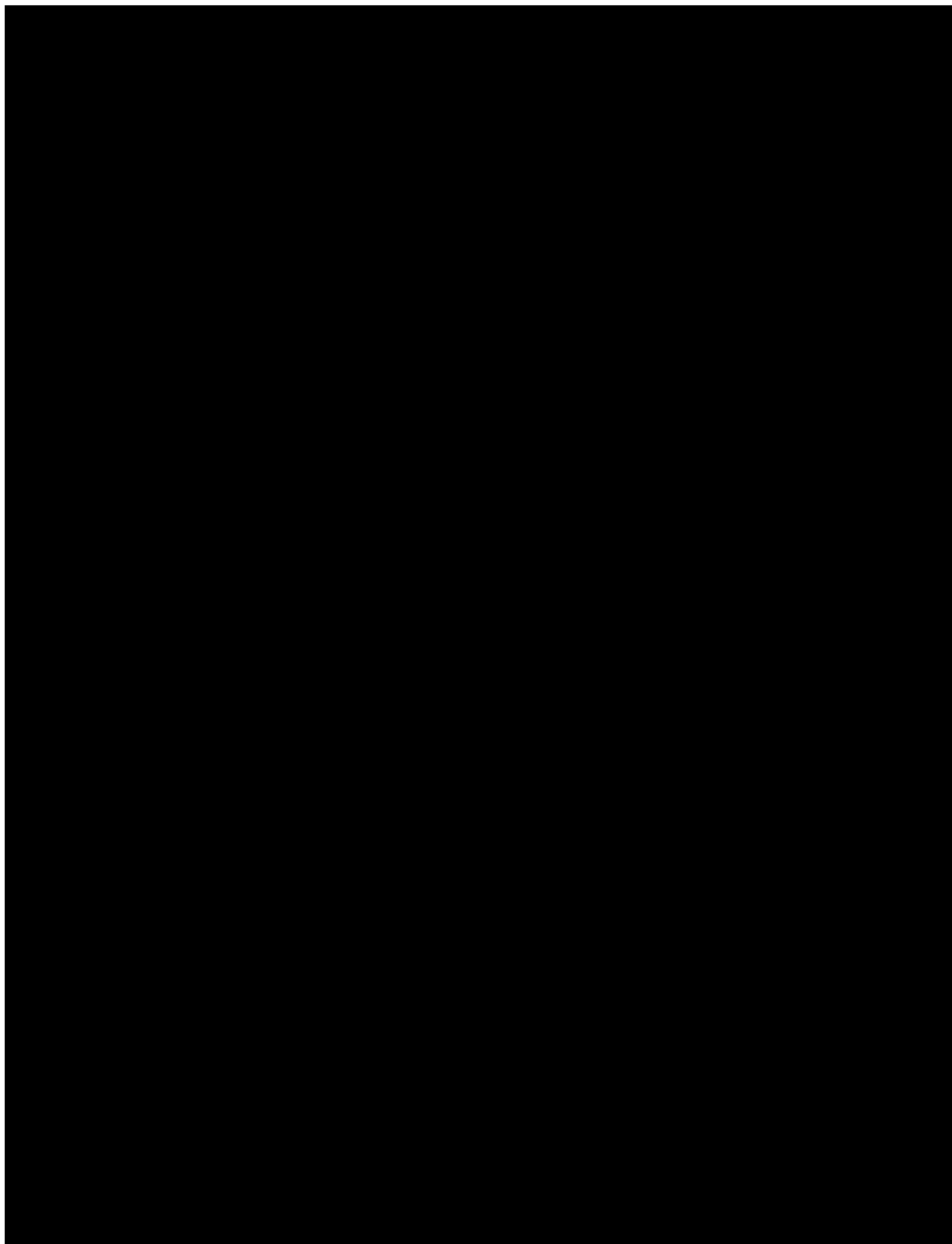


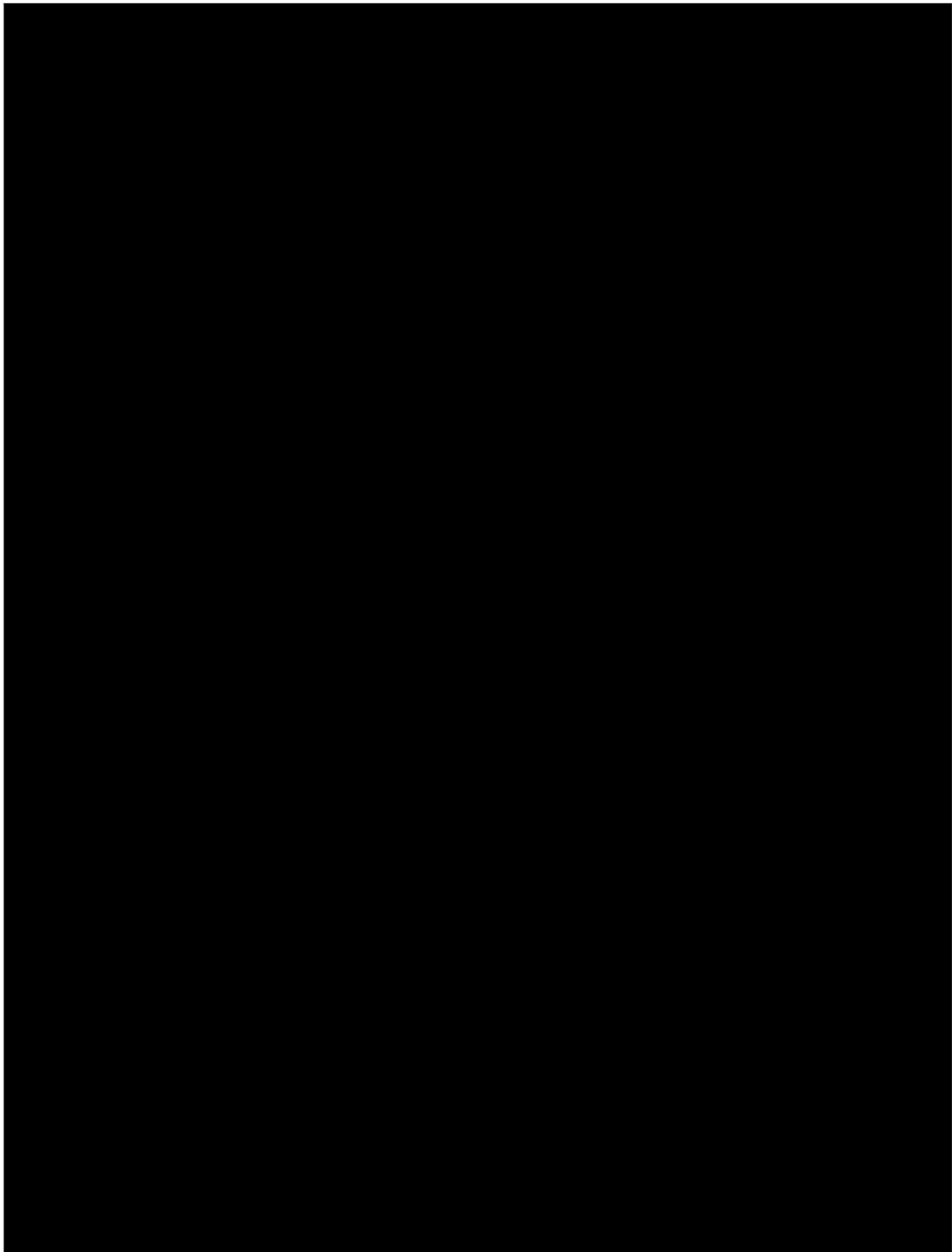




























































































**From:** [Nohl Speck](#)  
**To:** [ASCC Pleadings](#)  
**Cc:** [Jason Harmon](#); [Tess Bradford](#)  
**Subject:** Claim #221049 Mayo Crenshaw  
**Date:** Tuesday, May 24, 2022 2:23:31 PM  
**Attachments:** [image001.png](#)  
[Mayo Crenshaw, LaJessica , Affidavit.pdf](#)

---

Dear Arkansas Claims Commission,

Please find the attached affidavit of exhaustion from our client LaJessica Mayo Crenshaw.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)



**From:** [Nohl Speck](#)  
**To:** [Kathryn Irby](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Monday, June 13, 2022 11:39:32 AM  
**Attachments:** [image001.png](#)

---

Hi Kathryn,

I am following up with this claim we sent in. Do you know if there is any update?

I apologize again if you sent it to our Arkansas attorney, I am following up in case he missed it.

Thank you for your time and attention.

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*Licensed in Washington & Oregon*



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**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

I noticed you had a deficiency for repair costs as well. It is currently unknown whether LaJessica was driving her own car or her mother's car or if the car has been fixed at this time. Can we proceed forward with the personal injury claim while we sort that out or does it all have to be with you at the same time?

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



6028 S. Ridgeline Dr. Suite #200

Ogden, Utah 84405

Phone: (801) 917-8500 | Fax: (801) 917-8484

Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)



**From:** [Kathryn Irby](#)  
**To:** [Tess Bradford](#)  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); [Nohl Speck](#)  
**Subject:** INFO NEEDED: Claim #221049 Mayo Crenshaw  
**Date:** Monday, June 13, 2022 2:01:59 PM  
**Attachments:** [image001.png](#)  
[Mayo Crenshaw, LaJessica , Affidavit.pdf](#)

---

Ms. Bradford, in light of the attached affidavit (and the response to the abeyance motion filed by Claimant's counsel on May 18), is Ark. State Police going to stand on, amend, or withdraw its abeyance motion?

Thanks,  
Kathryn Irby

---

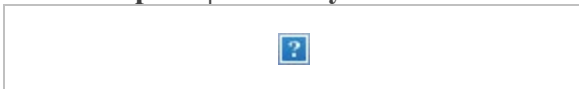
**From:** Nohl Speck <n.speck@lowelawgroup.com>  
**Sent:** Tuesday, May 24, 2022 2:23 PM  
**To:** ASCC Pleadings <ascoupleadings@arkansas.gov>  
**Cc:** Jason Harmon <j.harmon@lowelawgroup.com>; Tess Bradford <tess.bradford@asp.arkansas.gov>  
**Subject:** Claim #221049 Mayo Crenshaw

Dear Arkansas Claims Commission,

Please find the attached affidavit of exhaustion from our client LaJessica Mayo Crenshaw.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



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Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
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**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); [Nohl Speck](#)  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw  
**Date:** Monday, June 13, 2022 2:08:47 PM  
**Attachments:** [image001.png](#)

---

Good afternoon Director Irby,

Respondent will withdraw the motion. I have been in touch with Claimant's counsel regarding a possible early resolution of this matter. The parties will conduct additional discovery, if necessary. If the parties determine that additional discovery is needed, I will notify you asap.

If there is any additional information you may need from me, please do not hesitate to contact me.

Tess Bradford  
(501) 618-8583

---

**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:02 PM  
**To:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
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Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

DEC 07 2022

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

RECEIVED

LAJESSICA MAYO CRENSHAW

CLAIMANT

V.

CLAIM NO. 221049

ARKANSAS STATE POLICE

RESPONDENT

**PLAINTIFF'S FIRST SET OF INTERROGATORIES AND DOCUMENT REQUESTS**

Pursuant to Rule 8.1 of the Arkansas Claims Commission, and Rules 33 and 34 of the Arkansas Rules of Civil Procedure, Plaintiff LaJessica Crenshaw, by and through her counsel of record, Zachary P. Lowe, hereby submits the following Requests for Production of Documents and Interrogatories to Defendant Arkansas State Police.

**DEFINITIONS**

The terms "You," "Your," and "Yours" when used herein are to be taken to mean Defendant Arkansas State Police.

The term "Accident" when used herein means the automobile accident complained of in Plaintiff's Claim.

The term "Defendant's Vehicle" shall mean the patrol vehicle in which Trooper Elvis Mull was in at the time of the accident.

Singular number and masculine gender include the plural, female, or neuter as appropriate under the circumstances.

The term "knowledge" when used herein means information, awareness, or evidence in any form.

**INTERROGATORY NO. 1:** Was Sgt. Mull performing activities, work, or services for you at the time of the Accident? If so, please describe the nature of the work performed.

**INTERROGATORY NO. 2:** Was the vehicle driven by Sgt. Mull at the time of the Accident owned by you? If not, please state the owner's name, address, and telephone number.

**INTERROGATORY NO. 3:** Was Sgt. Mull authorized to drive the vehicle he was driving at the time of the Accident? If so, explain the nature of that authorization.

**INTERROGATORY NO. 4:** Describe the Accident, including a description of the location of the Accident, where your trip began and your intended destination, the circumstances leading up to the Accident, and any facts or circumstances you believe contributed to cause the Accident.

**INTERROGATORY NO. 5:** Do you believe that any weather condition, road condition, lighting or visibility problem, or any other physical characteristic of the Accident scene or the conditions that existed at the time of the Accident contributed to or caused the Accident? If yes, describe each such condition in detail and explain the reason why it contributed to or caused the Accident.

**INTERROGATORY NO. 6:** Prior to the accident had Sgt. Mull been involved in any other traffic accidents? Not including accidents which he may have responded to in the regular course of his duty.

**INTERROGATORY NO. 7:** Was anyone cited for a traffic offense as a result of the Accident? If so, please state who was cited, and state the charge, the disposition, and the court.

**INTERROGATORY NO. 8:** Did any law enforcement personnel, insurance companies, or any other Person, other than your attorney, investigate the Accident? If so, provide:

- a. The identity of each Person investigating the Accident;
- b. The date or dates on which the investigation occurred; and
- c. At whose request the investigation was performed.

**INTERROGATORY NO. 9:** Please name all persons who were eyewitnesses to the Accident, were at the scene of the Accident, or who have first-hand knowledge regarding the facts and circumstances of the Accident and provide a brief description of the person's relevant knowledge. As to each such person in addition to their name, please provide their address and telephone number.

**INTERROGATORY NO. 10:** Has Sgt. Mull ever been disciplined for any reason related to his operation of a motor vehicle? Include any discipline resulting from the collision underlying this claim.



**INTERROGATORY NO. 11:** Are you aware of any written and/or recorded statements made by any witness to the Accident or any party to the lawsuit? If so, for each statement, please state:

- a. The name, address, and telephone number of the person making the statement;
- b. The name, address, and telephone number of the person taking the statement;
- c. The date on which the statement was taken or given;
- d. The form of the statement (e.g. written, recorded, transcribed, etc.) and
- e. Provide the name, address, and telephone number of the present custodian of each statement.

**INTERROGATORY NO. 12:** List any and all photographs, motion pictures, videos, slides, drawings, diagrams, maps, or other graphic or electronic representations depicting the Accident scene, the vehicles, any property damage, or any injuries. For each such item state the name, address, and telephone number of the custodian of the item, the date it was created, and who created the item.

**INTERROGATORY NO. 13:** Please state whether any parties are named incorrectly in the Complaint and provide the correct name.

**INTERROGATORY NO. 14:** Does your answer to Plaintiff's Complaint set forth any affirmative defenses? If so, please state the facts upon which each affirmative defense is based.

**INTERROGATORY NO. 15:** Do any insurance or indemnification policies exist that may satisfy part or all of a judgment that may be entered in this action; or to indemnify or reimburse for payments made to satisfy such judgment? If so, please state as to each insurance agreement or policy its complete contents, including:

- a. Name, address, and telephone number of insurer or indemnitor;
- b. Name, address, and telephone number of each named insured or indemnitee;
- c. Each type of coverage provided;
- d. Limits of each type of coverage provided;
- e. Amount of deductible as to each coverage;
- f. Policy period coverage; and
- g. Policy number.

**NOTE:** This interrogatory may be responded to by producing a complete copy of the declaration page of each insurance agreement or policy.

**INTERROGATORY NO. 16:** Have any of the insurers or indemnitors identified in your response to the proceeding interrogatory denied, in whole or in part, coverage or indemnification for any of Plaintiff's claims, or accepted defense of this action upon a reservation of rights? If so, please state to each:

- a) Name, address, and telephone number of the insurer or indemnitor;
- b) Contract language upon which the insurer or indemnitor bases its denial of coverage, indemnification or reservation of rights; and
- c) Reasons for the insurer or indemnitor's denial of coverage, indemnification or reservation of rights.

**INTERROGATORY NO. 17:** Identify each person you or your attorneys expect to testify as an expert witness and for each such witness, state:

- a) The subject matter on which the expert is expected to testify;
- b) The substance of the facts and opinions to which the expert will testify; and
- c) A summary of the grounds for each such opinion.

Arkansas  
State Claims Commission

DEC 07 2022

RECEIVED

**REQUESTS FOR PRODUCTION OF DOCUMENTS.**

**REQUEST NO. 1:** Please disclose, pursuant to Ark. R. Civ. P. 26(b)(2), all documents pertaining to the existence and contents of any insurance agreement or policy that may be liable to satisfy part or all of a judgment or to indemnify or reimburse payments made to satisfy the judgment.

**REQUEST NO. 2:** Please produce all statements, written or recorded, of any party or witness to the Accident.

**REQUEST NO. 3:** Please produce color copies of all photographs or videos you have depicting the vehicles involved in the Accident and/or the scene of the Accident, including body or dash camera footage.

**REQUEST NO. 4:** Please produce copies of all medical records you have obtained in relation to this lawsuit via request or subpoena. Please supplement as necessary pursuant to Ark. R. Civ. P. 26(e).

**REQUEST NO. 5:** Please produce all non-privileged documents referencing, mentioning, or relating to the Accident (please note that this request includes, but it not limited to, emails, text messages, posts on social media sites).

**REQUEST NO. 6:** Please produce all documents and records related to any citation(s) and/or criminal charge(s) received by Sgt. Mull in connection with the accident.

Claimant's First Set of Interrogatories  
and Requests for Production

**REQUEST NO. 7:** Please produce all documents which you will use for impeachment purposes at hearing.

**REQUEST NO. 8:** Please produce all documents which you will use to address the credibility of any witness at hearing.

**REQUEST NO. 9:** Please produce all items or documents which may be offered as exhibits at hearing.

**REQUEST NO. 10:** Please produce copies of repair estimates, invoices, and/or valuations relating to the damage done to any of the vehicles involved in the Accident.

**REQUEST NO. 11:** Please produce any crash data or data that was saved by any vehicle involved in the Accident which recorded speeds, forces, or driver inputs at or around the time of the Accident. If you have not retrieved the requested crash data, please coordinate with Plaintiff's counsel to arrange a mutually convenient time and location to produce the vehicle(s) in your possession, custody, or control which was/were involved in the Accident so that Plaintiff may inspect the vehicle(s) and/or retrieve the requested information.

**REQUEST NO. 12:** Please produce any and all reports of the Accident, whether or not prepared in the regular course of business.

**REQUEST NO. 13:** Please produce any and all surveillance photos and/or videos taken of Plaintiff.

**REQUEST NO. 14:** Please produce copies of all documents obtained pursuant to any and all subpoenas in this case at any time.

**LOWE LAW GROUP**

  
/s/

ZACHARY PETER LOWE (#2020092)  
6028 S. Ridgeline Dr. #200  
Ogden, UT 84405  
(801) 917-8500  
j.harmon@lowelawgroup.com  
*Attorneys for Claimant*



**From:** [Tess Bradford](#)  
**To:** [Kathryn Irby](#); [ASCC Pleadings](#)  
**Cc:** [j.harmon@lowelawgroup.com](#); [Nohl Speck](#); [pete@lowelawgroup.com](#); [Niklas Simmons](#)  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw  
**Date:** Friday, January 6, 2023 8:58:55 AM  
**Attachments:** [image002.jpg](#)  
[image003.png](#)  
[Respondent 2nd Motion to Hold in Abeyance 221049.pdf](#)

---

Good morning,

Attached please find Respondent's Second Motion to Hold in Abeyance to be filed in the above referenced matter.

If there is anything else you should need from me on this, please do not hesitate to contact me.

Thank you,



**Tess Bradford, Attorney**  
Arkansas State Police  
Arkansas Department of Public Safety  
#1 State Police Plaza Drive  
Little Rock, AR 72209  
Telephone: (501) 618-8583

---

**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:20 PM  
**To:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Cc:** [j.harmon@lowelawgroup.com](#); [Nohl Speck](#) <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw

Ms. Bradford, thank you for this information.

Kathryn Irby

---

**From:** Tess Bradford <[Tess.Bradford@asp.arkansas.gov](mailto:Tess.Bradford@asp.arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:09 PM  
**To:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Cc:** [j.harmon@lowelawgroup.com](#); [Nohl Speck](#) <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
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Good afternoon Director Irby,

Respondent will withdraw the motion. I have been in touch with Claimant's counsel regarding a possible early resolution of this matter. The parties will conduct additional discovery, if necessary. If

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Tess Bradford  
(501) 618-8583

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Ms. Bradford, in light of the attached affidavit (and the response to the abeyance motion filed by Claimant's counsel on May 18), is Ark. State Police going to stand on, amend, or withdraw its abeyance motion?

Thanks,  
Kathryn Irby

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**Sent:** Tuesday, May 24, 2022 2:23 PM  
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**Cc:** Jason Harmon <[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Subject:** Claim #221049 Mayo Crenshaw

Dear Arkansas Claims Commission,

Please find the attached affidavit of exhaustion from our client LaJessica Mayo Crenshaw.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



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Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**BEFORE THE STATE CLAIMS COMMISSION  
OF THE STATE OF ARKANSAS**

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**RESPONDENT'S SECOND MOTION TO HOLD IN ABEYANCE**

---

COMES NOW the Respondent, the Arkansas State Police (ASP), by and through its attorney, Tess Bradford, and for its Second Motion to Hold in Abeyance, states as follows:

1. On May 3, 2022, Respondent filed its Answer and Incorporated Motion to Hold in Abeyance, admitting that, on May 29, 2020, a collision occurred between a vehicle driven by Claimant and a vehicle driven by an Arkansas State Police employee, Sergeant Elvis Mull ("Mull") in Little Rock, Arkansas.

2. In its May 3 Answer and Incorporated Motion to Hold in Abeyance, Respondent admitted that the acts and/or omissions of Mull were the proximate cause of the collision with Claimant.

3. On May 24, Claimant filed an affidavit of exhaustion of remedies with the Arkansas State Claims Commission stating that the "insurance company for the car I was driving [sic\*] me their full policy limited of \$25,000.00".

4. On June 13, Respondent agreed via email to withdraw its first Motion to Hold in Abeyance after Respondent's counsel and Claimant's counsel had discussed the possibility of an early resolution of this matter.

5. The parties engaged in preliminary discovery regarding Claimant's Complaint and claim for medical expenses.

6. It has become apparent that Claimant intends to seek “reimbursement” for future medical expenses allegedly incurred because of the collision, which have not been incurred.

7. Respondent has requested additional information regarding Claimant’s claim for future medical expenses.

8. To date, Claimant has failed to provide any additional information regarding the extent of her future medical expenses and whether such expenses are expected to be incurred.

9. To date, Claimant has failed to provide a fully executed affidavit of exhaustion of remedies regarding her claim for all medical expenses.

10. Arkansas Code Annotated § 19-10-302(a) specifically states that “the [Claims] Commission shall hear no claim until the claimant has *exhausted all remedies* against insurers, *including the claimant’s insurer.*” [Emphasis added.] Subsection (b) of the statute requires Claimant to include a sworn affidavit with her Complaint that she has exhausted all remedies against insurers and the total amount of insurance benefits paid to her by said insurer.

11. Pleading affirmatively, Claimant alleged that she suffered personal injury in her claim.

12. Claimant provided no evidence in her Complaint, attachments thereto, or her discovery answers and responses that she has submitted all claims to her medical insurer for payment prior to seeking reimbursement in this forum.

13. Pleading affirmatively, the Claimant has failed to “exhaust all remedies” against her insurers — including, if necessary, the remedy of a civil action against her insurers for breach of contract under the terms of her policies and applicable law.

14. Pleading affirmatively, until the Claimant exhausts all remedies against her insurers, the Commission lacks jurisdiction to proceed with this claim under Ark. Code Ann. § 19-

10-302. Accordingly, the Commission should hold her claim in abeyance until the claimant has exhausted all remedies against her insurers.

15. Pleading affirmatively, Respondent asserts that Claimant failed to mitigate her damages, and as such, she is not entitled to recover those damages which she could have mitigated through the exercise of reasonable efforts and/or diligence.

16. Pleading affirmatively, to the extent that Claimant's insurance has or will pay for the total amount of the personal injury claim, her claim should be denied.

17. Pleading affirmatively, Claimant's claim should be held in abeyance until she submits an affidavit of exhaustion of remedies regarding her medical expenses.

18. The following are the applicable codes for the Department in this claim: Agency Code: 0960; Fund Code: SMP8800; Cost Center: 456607; Appropriation Code: 519; and Internal Order: I0960248.

WHEREFORE, having answered the Claimant's Complaint, the Respondent prays that the Commission hold Claimant's claim in abeyance; and for such other relief which might be just and equitable.

Respectfully submitted,  
Department of Arkansas State Police

BY: /s/ Tess Bradford  
Tess Bradford #2017156  
Staff Attorney  
Arkansas State Police  
1 State Police Plz Dr  
Little Rock, Arkansas 72209  
(501) 618-8583  
[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)

## **CERTIFICATE OF SERVICE**

I, Tess Bradford, do hereby certify that a copy of the foregoing pleading has been sent via electronic mail this 6th day of January 2023, to:

Ms. LaJessica Mayo Crenshaw  
c/o Mr. Zachary P. Lowe, Esq.  
6028 S. Ridgeline Dr., Suite 200  
Ogden, Utah 84405  
[pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)  
[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)  
[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)  
[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)

/s/ Tess Bradford  
Tess Bradford

**From:** [Niklas Simmons](#)  
**To:** [Tess Bradford](#); [Kathryn Irby](#); [ASCC Pleadings](#)  
**Cc:** [Jason Harmon](#); [Pete Lowe](#)  
**Subject:** Re Claim #221049 Mayo Crenshaw  
**Date:** Tuesday, January 17, 2023 5:16:35 PM  
**Attachments:** [image001.jpg](#)  
[image002.png](#)  
[Claimant Response to 2nd Abeyance Motion.pdf](#)

---

Some people who received this message don't often get email from n.simmons@lowelawgroup.com. [Learn why this is important](#)

Good Evening,

Please see attached Claimant's response to Respondent's Motion to Hold in Abeyance, in the above-referenced matter. A paper copy has been mailed.

Best,

**Niklas Simmons**  
**Lowe Law Group | Law Clerk (non-attorney)**  
310 East 4500 South  
Suite 100  
Salt Lake City, UT 84107  
Phone: (801) 917-8500  
[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)

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**Sent:** Friday, January 6, 2023 7:59 AM  
**To:** Kathryn Irby <Kathryn.Irby@arkansas.gov>; ASCC Pleadings <ASCCPleadings@arkansas.gov>  
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**Tess Bradford, Attorney**  
Arkansas State Police  
Arkansas Department of Public Safety



#1 State Police Plaza Drive  
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Telephone: (501) 618-8583

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6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**BEFORE THE STATE CLAIMS COMMISSION  
OF THE STATE OF ARKANSAS**

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**v.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

---

Claimant LaJessica Crenshaw (“Ms. Crenshaw”), by and through undersigned counsel, states her response in opposition to Respondent’s Second Motion to Hold in Abeyance:

1. This action arises from a collision which occurred on May 29, 2020, in which Arkansas State Police Officer, Sergeant Elvis Mull, collided with claimant while acting in his capacity as a law enforcement officer.

2. Respondent, Arkansas State Police has accepted that Sgt. Mull’s actions proximately caused the collision.

3. Following the accident Claimant received policy limits of \$25,000.00 from [REDACTED]. Plaintiff did not carry any additional automobile insurance.

4. Ms. Crenshaw has been clear throughout discovery that as a result of the accident she will require future medical care. In response to Respondent’s Interrogatory No. 19, a full calculation and breakdown of Ms. Crenshaw’s expected future medical treatment was provided. Claimant’s response stated specifically what treatments would be necessary and the estimated cost for each treatment. *See* Claimant’s Response to Interrogatory No. 19 attached as Exhibit 1.

5. To the extent that Respondent requires more information regarding the necessity and reasonableness of Ms. Crenshaw’s expected future medical treatment said information will have to be obtained through the use of expert testimony.

6. In regard to Ms. Crenshaw's duty to exhaust alternatives, Ms. Crenshaw has already exhausted her ability to recover from [REDACTED] for uninsured motorist benefits.

7. At the time of the accident Ms. Crenshaw was insured with [REDACTED], but she has just recently switched to [REDACTED]. It appears that Respondent seeks to have Ms. Crenshaw submit a claim for her *future* medical expenses to [REDACTED]. This would be both futile and would unnecessarily prolong the current action.

8. Ms. Crenshaw has already exhausted her available remedies by obtaining policy limits from [REDACTED] for underinsured motorist benefits, and by submitting an affidavit of exhaustion with regards to said benefits.

For the foregoing reasons, the Commission should DENY Respondent's Motion to Hold in Abeyance.

DATED this 17<sup>th</sup> day of January 2023.

**LOWE LAW GROUP**

/s/ Pete Lowe

ZACHARY PETE LOWE  
6028 S. Ridgeline Dr. #200  
Ogden, UT 84405  
(801) 917-8500  
pete@lowelawgroup.com  
j.harmon@lowelawgroup.com.  
*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I, Niklas Simmons, do hereby certify that a copy of the foregoing Claimant's Response to Respondent's Second Motion to Hold in Abeyance has been sent via electronic email this 17<sup>th</sup> day of January 2023 to the following individual(s):

Arkansas State Police  
Tess Bradford  
Staff Attorney  
1 State Police Plz Dr.  
Little Rock, Arkansas 72209  
[Tess.bradford@asp.arkansas.gov](mailto:Tess.bradford@asp.arkansas.gov)

# EXHIBIT 1

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**CLAIMANT'S RESPONSES TO RESPONDENT'S FIRST SET OF  
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS**

---

COMES NOW, Claimant, LaJessica Mayo Crenshaw, by and through her attorney, Zachary P. Lowe of the Lowe Law Group, and hereby responds to Respondent's requests for Interrogatories and Production of Documents.

**GENERAL OBJECTIONS AND INFORMATION**

1. Claimant objects to these requests to the extent said request seek to impose a burden upon Claimant which is outside and/or beyond those obligations by the Arkansas Civil Rules.
2. Except as specifically objected to, any requested item within our possession or custody is provided, or will be provided when received and made available within the time allowed and at the place and in the manner specified in your request. The requests will be organized and labeled to the best of our abilities. This document production is bates labeled MayoCrenshawCC 0001 to 0687. Additional medical imaging was also produced that is not bates labeled, but will be if we proceed to trial. A reasonable effort has been made to obtain any requested item not in our possession. A document or item will be sent if Claimant's counsel receives possession or control of the item. This document production can be accessed through the following link:

[REDACTED]

## RESPONSE TO REQUESTS FOR INTERROGATORIES

**INTERROGATORY NO. 1:** State your full name, address, date of birth, marital status, and Social Security Number.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**INTERROGATORY NO. 2:** State the full name, last known address, and telephone number of every person known to you who was an eyewitness to all or any part of the occurrence referred to in the Complaint. Include in your response all individuals who arrived at the scene within two (2) hours after the incident occurred, and state where each individual was located when he or she witnessed all or any part of the occurrence.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]







<b>Future Medical Treatment Total</b>	<b>\$293,952.00</b>
---------------------------------------	---------------------

3. General Damages – General damages for past and future pain and suffering, for her residual injuries, permanent impairments, and accompanying disabilities and for the loss in quality of Plaintiff's daily life. The jury will determine the amount of such damages.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**From:** [Kathryn Irby](#)  
**To:** [Niklas Simmons](#); [Tess Bradford](#); [ASCC Pleadings](#)  
**Cc:** [Jason Harmon](#); [Pete Lowe](#)  
**Subject:** HEARING SCHEDULED: Crenshaw v. ASP, Claim No. 221049  
**Date:** Wednesday, January 18, 2023 8:38:00 AM  
**Attachments:** [Crenshaw v. ASP -- 221049 -- hearing ltr \(motion\).pdf](#)  
[image001.jpg](#)  
[image002.png](#)

---

Mr. Lowe and Ms. Bradford, please see attached hearing letter and Zoom invitation.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Niklas Simmons <n.simmons@lowelawgroup.com>  
**Sent:** Tuesday, January 17, 2023 5:16 PM  
**To:** Tess Bradford <tess.bradford@asp.arkansas.gov>; Kathryn Irby <Kathryn.Irby@arkansas.gov>;  
ASCC Pleadings <ASCCPleadings@arkansas.gov>  
**Cc:** Jason Harmon <j.harmon@lowelawgroup.com>; Pete Lowe <pete@lowelawgroup.com>  
**Subject:** Re Claim #221049 Mayo Crenshaw

Some people who received this message don't often get email from [n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com). [Learn why this is important](#)

Good Evening,

Please see attached Claimant's response to Respondent's Motion to Hold in Abeyance, in the above-referenced matter. A paper copy has been mailed.

Best,

**Niklas Simmons**  
**Lowe Law Group | Law Clerk (non-attorney)**  
310 East 4500 South  
Suite 100  
Salt Lake City, UT 84107  
Phone: (801) 917-8500  
[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)

---

**From:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Sent:** Friday, January 6, 2023 7:59 AM  
**To:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>; ASCC Pleadings <[ASCCPleadings@arkansas.gov](mailto:ASCCPleadings@arkansas.gov)>  
**Cc:** Jason Harmon <[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)>; Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>;  
Pete Lowe <[pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)>; Niklas Simmons <[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)>  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw

Good morning,

Attached please find Respondent's Second Motion to Hold in Abeyance to be filed in the above referenced matter.

If there is anything else you should need from me on this, please do not hesitate to contact me.

Thank you,



**Tess Bradford, Attorney**  
Arkansas State Police  
Arkansas Department of Public Safety  
#1 State Police Plaza Drive  
Little Rock, AR 72209  
Telephone: (501) 618-8583

---

**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:20 PM  
**To:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw

Ms. Bradford, thank you for this information.

Kathryn Irby

---

**From:** Tess Bradford <[Tess.Bradford@asp.arkansas.gov](mailto:Tess.Bradford@asp.arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:09 PM  
**To:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Subject:** RE: INFO NEEDED: Claim #221049 Mayo Crenshaw

Good afternoon Director Irby,

Respondent will withdraw the motion. I have been in touch with Claimant's counsel regarding a possible early resolution of this matter. The parties will conduct additional discovery, if necessary. If the parties determine that additional discovery is needed, I will notify you asap.

If there is any additional information you may need from me, please do not hesitate to contact me.

Tess Bradford  
(501) 618-8583

---

**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, June 13, 2022 2:02 PM  
**To:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Subject:** INFO NEEDED: Claim #221049 Mayo Crenshaw

Ms. Bradford, in light of the attached affidavit (and the response to the abeyance motion filed by Claimant's counsel on May 18), is Ark. State Police going to stand on, amend, or withdraw its abeyance motion?

Thanks,  
Kathryn Irby

---

**From:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Sent:** Tuesday, May 24, 2022 2:23 PM  
**To:** ASCC Pleadings <[ascoupleadings@arkansas.gov](mailto:ascoupleadings@arkansas.gov)>  
**Cc:** Jason Harmon <[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>  
**Subject:** Claim #221049 Mayo Crenshaw

Dear Arkansas Claims Commission,

Please find the attached affidavit of exhaustion from our client LaJessica Mayo Crenshaw.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619  
FAX (501) 682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, ARKANSAS  
72201-3823

January 18, 2023

Mr. Zachary Pete Lowe  
Lowe Law Group  
6028 South Ridgeline Drive #200  
Ogden, Utah 84405

(via email)

Ms. Tess Bradford  
Arkansas State Police  
1 State Police Plaza Drive  
Little Rock, Arkansas 72209

(via email)

RE: ***LaJessica Mayo Crenshaw v. Arkansas State Police***  
Claim No. 221049

---

Dear Mr. Lowe and Ms. Bradford,

The Claims Commission has scheduled a hearing on Respondent's abeyance motion and any other pending motions for **Thursday, February 9, 2023**, beginning at 9:00 a.m. This hearing will take place via Zoom. The Zoom invitation is enclosed.

As this is a motion hearing, no prehearing materials are requested.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

Kathryn Irby

ES: kmirby

The Claims Commission is inviting you to a scheduled Zoom meeting.

Topic: Claims Commission -- hearings

Time: Feb 9, 2023 09:00 AM Central Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/83991263511?pwd=RVpRbjRwWHI3UnRUZXJTbk9vZUtNUT09>

Meeting ID: 839 9126 3511

Passcode: x9RGig

One tap mobile

+13126266799,,83991263511#,,,,\*974920# US (Chicago)

+16469313860,,83991263511#,,,,\*974920# US

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 931 3860 US

+1 929 436 2866 US (New York)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 689 278 1000 US

Meeting ID: 839 9126 3511

Passcode: 974920

Find your local number: <https://us06web.zoom.us/j/83991263511?pwd=RVpRbjRwWHI3UnRUZXJTbk9vZUtNUT09>

**From:** [Niklas Simmons](#)  
**To:** [Kathryn Irby](#); [Tess Bradford](#); [ASCC Pleadings](#)  
**Cc:** [Jason Harmon](#); [Pete Lowe](#); [Nate Buttaris](#)  
**Subject:** RE: Notice of Appearance: Crenshaw v. ASP, Claim No. 221049  
**Date:** Wednesday, February 8, 2023 10:45:22 AM  
**Attachments:** [Notice of Appearance.pdf](#)

---

Some people who received this message don't often get email from n.simmons@lowelawgroup.com. [Learn why this is important](#)

Good Morning,

Please see the attached Notice of Appearance in the case of Crenshaw v. ASP, Claim No. 221049.

Best,

**Niklas Simmons**  
**Lowe Law Group | Law Clerk (non-attorney)**  
310 East 4500 South  
Suite 100  
Salt Lake City, UT 84107  
Phone: (801) 917-8500  
[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)

**BEFORE THE ARKANSAS STATE CLAIMS COMMISSION**

LAJESSICA MAYO CRENSHAW

CLAIMANT

v.

CLAIM NO. 221049

ARKANSAS STATE POLICE

RESPONDENT

**NOTICE OF APPEARANCE**

---

COMES NOW, Nathan Buttars, of Lowe Law Group, and hereby Appears as Counsel on behalf of Claimant LaJessica Mayo Crenshaw. Please direct all further communications to Nathan Buttars and continue to direct communications to Zachary Peter Lowe.

SIGNED and DATED this 8<sup>th</sup> day of February 2023.

**LOWE LAW GROUP**

/s/ Nathan Buttars  
NATHAN BUTTARS, ARK. BAR NO. 2022256  
nate@lowelawgroup.com  
*Attorneys for Claimant*

**LOWE LAW GROUP**  
6028 S Ridgeline Dr. #200  
Ogden, Utah 84405  
Phone: (206) 880-7950  
Fax: (801) 917-8484



CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Appearance has been sent via electronic email this 8<sup>th</sup> day of February 2023 to:

Arkansas State Police  
Tess Bradford  
Staff Attorney  
1 State Police Plz Dr.  
Little Rock, Arkansas 72209  
[Tess.bradford@asp.arkansas.gov](mailto:Tess.bradford@asp.arkansas.gov)

DATED this 8<sup>th</sup> day of February 2023.

/s/ Niklas Simmons

**Lowe Law Group**

*Law Clerk*

**From:** [Kathryn Irby](#)  
**To:** [Niklas Simmons](#); [ASCC Pleadings](#)  
**Cc:** [Nate Buttars](#)  
**Subject:** RE: Copy of Submitted Claim; Crenshaw v . ASP, Claim No. 221049  
**Date:** Monday, February 13, 2023 11:51:00 AM  
**Attachments:** [Crenshaw v. ASP -- complaint.pdf](#)

---

Please see attached.

Thanks,  
Kathryn Irby

---

**From:** Niklas Simmons <n.simmons@lowelawgroup.com>  
**Sent:** Wednesday, February 8, 2023 3:04 PM  
**To:** ASCC Pleadings <ASCCPleadings@arkansas.gov>  
**Cc:** Nate Buttars <nate@lowelawgroup.com>  
**Subject:** Copy of Submitted Claim; Crenshaw v . ASP, Claim No. 221049

You don't often get email from [n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com). [Learn why this is important](#)

Afternoon,

I was hoping to get a copy of the accepted claim form for Claim 221049? I have attached Nate Buttars here who represents the Claimant, we had a mixup in our files and we are not confident that we have the most current copy of the claim. If you need anything from myself or Nathan please let me know.

Thanks!

**Niklas Simmons**  
**Lowe Law Group | Law Clerk (non-attorney)**  
310 East 4500 South  
Suite 100  
Salt Lake City, UT 84107  
Phone: (801) 917-8500  
[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)

ARKANSAS STATE CLAIMS COMMISSION

-Claim Form-

Please note that all sections must be completed, or this form will be returned to you, which will delay the processing of your claim.

**1. Claimant's Legal Counsel -** ☐ (If representing yourself (Pro Se) please check this box and proceed to section 2)

Lowe	Zachary	j.harmon@lowelawgroup.com		
(last name)	(first name)	(email)		
6028 S Ridgeline Dr. Suite 200	Ogden	UT	84405	(206) 880-7950
(address)	(city)	(state)	(zip)	(primary phone)

Arkansas Bar Number: *If not licensed to practice law in Arkansas, please contact the Claims Commission for more information.*

**2. Claimant(s)**

Ms. Mayo Crenshaw LaJessica	<div style="background-color: black; width: 100px; height: 20px;"></div>			
(title/last name/first name or company)	(email)			
<div style="background-color: black; width: 100%; height: 20px;"></div>				
(address)	(city)	(state)	(zip)	(primary phone)

**3. State Agency Involved: (must be an Arkansas state agency. The Arkansas Claims Commission has no jurisdiction over county, city, or other municipalities)**

Arkansas State Police

(state agency involved)

**4. Incident Date**

5/29/2020

**5. Claim Type**

Please provide a brief explanation of your claim. If additional space is required please attach additional statements to this form.

Our client LaJessica Mayo Crenshaw was hit by an Arkansas State Police car while she was in her car. The location was near the intersection of Dr. Martin Luther King Jr. drive and I-630 access road west in Little Rock. The patrol car was driven by SGT Elvis Mull. The crash report number is  There were 4 vehicles involved.

**5a. Check here if this claim involves damage to a motor vehicle.** ☐

**5b. Check here if this claim involves damage to property other than a motor vehicle.** ☐

**All property damage claims require a copy of your insurance declarations covering the property or motor vehicle at the time of damage.**

I did not have insurance covering my property/motor vehicle at the time of damage. ☐

**All property damage claims require ONE of the following (please attach):**

1. Invoice(s) documenting repair costs, OR
2. Three (3) estimates for repair of the damaged property, OR
3. An explanation why repair bill(s) or estimate(s) cannot be provided.

**6. Was a state vehicle involved? (If Yes, please complete the following section)**

---

(type of state vehicle involved)

(license number)

(driver)

**7. Check here if this claim involves personal injury.**

**All personal injury claims require a copy of your medical insurance information in place at the time of the incident.**

I do not have health insurance

☐

**8. Amount Sought:** \$0.00

---

(Signature)

(Date)

# LOWE

# LAW GROUP

6028 S. Ridgeline Dr. Suite 200  
Ogden, UT 84405  
p. 801.917.8500  
f. 801.917.8484  
www.lowelawgroup.com

Arkansas  
State Claims Commission

MAR 21 2022

RECEIVED

March 17, 2022

Arkansas State Claims Commission  
101 East Capitol Avenue, Suite 410  
Little Rock, AR 72201

Re: Claim Submission  
RE: LaJessica Mayo Crenshaw

Dear Claims Commission,

Please find the following enclosed with this letter:

1. Client Claim Submission Signature Page
2. Attorney Claim Submission Signature Page

Please review and process the online claim for our client LaJessica Mayo Crenshaw regarding the car accident she was in with a Arkansas Police officer that took place on or around May 29, 2020.

If you have any questions, you may contact me at the telephone number above. Thank you.

Sincerely,

**LOWE LAW GROUP**

Zachary P. Lowe, Attorney

# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619  
FAX (501) 682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, ARKANSAS  
72201-3823

## CLAIM SUBMISSION SIGNATURE PAGE

The undersigned certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a non-frivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

LaJessica Mayo Crenshaw  
Claimant Name (must be printed legibly)

LaJessica Mayo Crenshaw  
Claimant Signature

## Acknowledgement

State of Arkansas

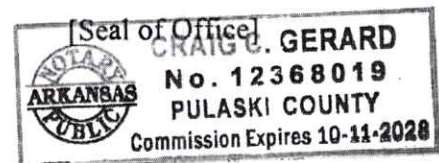
County of Pulaski

On this the 10th day of March, 2022, before me, the undersigned notary, personally appeared LaJessica Mayo Crenshaw known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

[Signature]  
Signature of Notary Public

My Commission expires: 10/11/28





# ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619  
FAX (501) 682-2823



KATHRYN IRBY  
DIRECTOR

101 EAST CAPITOL AVENUE  
SUITE 410  
LITTLE ROCK, ARKANSAS  
72201-3823

## CLAIM SUBMISSION SIGNATURE PAGE

The undersigned attorney certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

Zachary Pete Lowe  
Attorney Name (must be printed legibly)

[Signature]  
Attorney Signature

## Acknowledgement

State of Utah

County of Weber

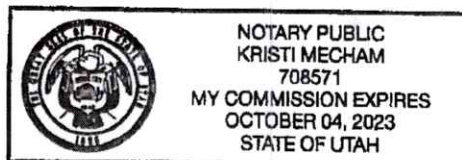
On this the 14 day of 3, 2022, before me, the undersigned notary, personally appeared Zachary Pete Lowe known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

[Signature]  
Signature of Notary Public

My Commission expires: 10/04/2023

[Seal of Office]



**From:** [Nohl Speck](#)  
**To:** [Caitlin McDaniel](#)  
**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Thursday, March 31, 2022 4:30:31 PM  
**Attachments:** [image001.png](#)  
[Mayo-Crenshaw, LaJessica - Progressive Policy info \(Dec Page\).pdf](#)

---

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

I noticed you had a deficiency for repair costs as well. It is currently unknown whether LaJessica was driving her own car or her mother's car or if the car has been fixed at this time. Can we proceed forward with the personal injury claim while we sort that out or does it all have to be with you at the same time?

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)











**From:** [Nohl Speck](#)  
**To:** [Kathryn Irby](#)  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw  
**Date:** Monday, April 4, 2022 12:36:57 PM  
**Attachments:** [image001.png](#)

---

Hi Kathryn,

Thank you for confirming receipt. It seems best to drop the vehicle damages part if that is possible.

It sounds like it was her mom's car and the car was fixed, I believe by her own insurance.

Please let me know if this is possible or if we would need to submit another ticket online without vehicle damages.

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Monday, April 4, 2022 10:32 AM  
**To:** Nohl Speck <n.speck@lowelawgroup.com>; ASCC New Claims <ASCC.New.Claims@arkansas.gov>  
**Subject:** RE: Claim No. 221049; LaJessica Mayo Crenshaw

Mr. Speck, I can confirm receipt of the insurance declarations. If Ms. Crenshaw is seeking damages for the vehicle, that will need to be stated on the front end.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Nohl Speck <[n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)>  
**Sent:** Thursday, March 31, 2022 4:30 PM  
**To:** Caitlin McDaniel <[caitlin.mcdaniel@arkansas.gov](mailto:caitlin.mcdaniel@arkansas.gov)>  
**Subject:** Claim No. 221049; LaJessica Mayo Crenshaw

Hi Caitlin,

I am writing regarding the above claim number for our client LaJessica Mayo Crenshaw.

I have included a copy of the insurance declaration page for the car for your review. I can also mail a copy if that is necessary.

I noticed you had a deficiency for repair costs as well. It is currently unknown whether LaJessica was driving her own car or her mother's car or if the car has been fixed at this time. Can we proceed forward with the personal injury claim while we sort that out or does it all have to be with you at the same time?

Thank you for your time and attention.

**Nohl C. Speck | Attorney at Law**  
**\*Licensed in Washington and Oregon**



6028 S. Ridgeline Dr. Suite #200  
Ogden, Utah 84405  
Phone: (801) 917-8500 | Fax: (801) 917-8484  
Email: [n.speck@lowelawgroup.com](mailto:n.speck@lowelawgroup.com)

**BEFORE THE ARKANSAS STATE CLAIMS COMMISSION**

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**ORDER**

Now before the Arkansas State Claims Commission (the “Claims Commission”) is the second motion filed by the Arkansas State Police (the “Respondent”) to hold the claim of LaJessica Mayo Crenshaw (the “Claimant”) in abeyance pending exhaustion of Claimant’s insurance remedies. At the hearing held February 9, 2023, Nathan Buttars appeared on behalf of Claimant, and Tess Bradford appeared on Respondent’s behalf. Based upon a review of the motion, Claimant’s response, the arguments made therein and by the parties at hearing, and the law of the State of Arkansas, the Claims Commission hereby unanimously finds as follows:

1. Claimant filed her claim seeking an unspecified amount of damages related to the personal injuries she sustained in a collision with a vehicle owned by Respondent.

2. Respondent filed an answer denying liability. Respondent also filed a motion to hold the claim in abeyance, but this motion was later withdrawn.

3. Following some discovery, Respondent filed the instant second motion to hold the claim in abeyance, arguing that Claimant is seeking reimbursement for future medical expenses but has not provided information about the extent of the future medical expenses or an affidavit of her exhaustion of remedies.

4. Claimant responded, arguing that Claimant has provided “a full calculation and breakdown of Ms. Crenshaw’s expected future medical treatment” in response to a discovery request. *See* Claimant’s Response at ¶ 4. Claimant also argued that if Respondent needs additional information about the “necessity and reasonableness” of the future medical treatment, this

information “will have to be obtained through the use of expert testimony.” *See id.* at ¶ 5. Claimant stated that she has exhausted her uninsured motorist coverage through her automobile insurer. *See id.* at ¶ 6.

5. At the hearing, Respondent agreed that the actions of its trooper proximately caused the accident. However, with regard to the surgery that Claimant will need, Respondent argued that Claimant will need to go through her insurance first and then submit an updated insurance affidavit.

6. Upon a question from a commissioner as to whether the claim must be held in abeyance until every possible medical bill has been received and paid, Respondent stated that Claimant cannot wait to incur expenses and be reimbursed for an estimation of those expenses without going through insurance first.

7. Claimant responded, stating that future damages have been submitted totaling almost \$300,000. Claimant also stated that the future damages would need to be established and quantified by expert witnesses. Claimant reiterated its objection to Respondent’s motion and asked for direction from the Claims Commission as to whether Claimant will need to have her surgery before Respondent will move forward.

8. Upon a question from a commissioner as to whether Claimant has her surgery scheduled in the next six months, Claimant’s attorney stated that he did not think so.

9. As noted by a commissioner at the hearing, the Claims Commission will not direct Claimant to have her surgery in a particular timeframe. However, the Claims Commission is not permitted to award damages that are covered by insurance pursuant to Ark. Code Ann. § 19-10-302. Unlike in Arkansas courts, the collateral source rule does not apply to Claims Commission proceedings. Regarding future medical bills, the Claims Commission would have to consider what portion of those future bills would be paid by insurance in making an award.



10. The Claims Commission finds that this claim cannot be held in abeyance simply because there are future medical expenses. As such, Respondent's motion is DENIED.

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION  
Dexter Booth



ARKANSAS STATE CLAIMS COMMISSION  
Henry Kinslow



ARKANSAS STATE CLAIMS COMMISSION  
Paul Morris, Chair

DATE: March 27, 2023

**Notice(s) which may apply to your claim**

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

**From:** [Kathryn Irby](#)  
**To:** [Niklas Simmons](#); [Tess Bradford](#); [Nate Buttars](#)  
**Cc:** [Jason Harmon](#); [Pete Lowe](#)  
**Subject:** ORDER: Crenshaw v. ASP, Claim No. 221049  
**Date:** Monday, March 27, 2023 9:11:00 AM  
**Attachments:** [Crenshaw v. ASP -- 221049 -- order.pdf](#)

---

Counselors, please see attached order. When discovery is nearing completion, and if the parties are not able to resolve the dispute, please contact me to get this claim added to the hearing docket.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

**From:** [Linnie Guins](#)  
**To:** [Kathryn Irby](#)  
**Cc:** [Nate Buttars](#)  
**Subject:** RE: Claim No. 221049 - LaJessica Mayo Crenshaw  
**Date:** Wednesday, July 26, 2023 5:06:56 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)

---

Good afternoon, Kathryn:

Thank you kindly for your quick reply. Yes, as discovery is nearing completion, we will certainly contact you to get this claim added to the hearing docket. Thanks.

Best Regards,

*Linnie Guins*

Litigation Assistant



Email [l.guins@lowelawgroup.com](mailto:l.guins@lowelawgroup.com)

Phone 801-917-8500

Confidentiality Notice: This communication (and any attachments) contains information that may be/is confidential and privileged. The information is intended for the exclusive use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are notified that any use, review, disclosure, copying, or action related to this information is strictly prohibited. Inadvertent communication error shall not compromise or waive any privilege or confidentiality. If you have received this communication in error, please immediately notify the sender by telephone or reply email and delete the original message from your system without making copies.

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Wednesday, July 26, 2023 3:32 PM  
**To:** Linnie Guins <l.guins@lowelawgroup.com>  
**Subject:** RE: Claim No. 221049 - LaJessica Mayo Crenshaw

Please see attached Dropbox link for the entire claim file:



This claim is currently in a discovery status. When discovery is nearing completion, please contact me to get this claim added to the hearing docket.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

---

**From:** Linnie Guins <[l.guins@lowelawgroup.com](mailto:l.guins@lowelawgroup.com)>  
**Sent:** Wednesday, July 26, 2023 2:01 PM  
**To:** ASCC Pleadings <[ascppleadings@arkansas.gov](mailto:ascppleadings@arkansas.gov)>  
**Cc:** Nate Buttars <[nate@lowelawgroup.com](mailto:nate@lowelawgroup.com)>  
**Subject:** Claim No. 221049 - LaJessica Mayo Crenshaw

You don't often get email from [l.guins@lowelawgroup.com](mailto:l.guins@lowelawgroup.com). [Learn why this is important](#)

Good afternoon,

This is regarding our client, LaJessica Mayo Crenshaw, Claimant in Claim No. 221049. Please consider this our request to obtain the case docket/register of actions from the date of filing to the present as it relates to Claim No. 221049.

We called the Arkansas State Claims Commission this afternoon inquiring about how to view the case docket; essentially everything that has been filed in the case including any Claims Commission Orders and Notices. We were told the case docket and register of actions are not available online, and we must submit a request for that information.

Please may you send to us the entire case docket/register of actions as it relates to Claim No. 221049? We'd greatly appreciate it. Please feel free to contact us if you have any questions. Thanks.

Best Regards,

*Linnie Guins*

Litigation Assistant



Email [l.guins@lowelawgroup.com](mailto:l.guins@lowelawgroup.com)

Phone 801-917-8500

Confidentiality Notice: This communication (and any attachments) contains information that may be/is confidential and privileged. The information is intended for the exclusive use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are notified that any use, review, disclosure, copying, or action related to this information is strictly prohibited. Inadvertent

communication error shall not compromise or waive any privilege or confidentiality. If you have received this communication in error, please immediately notify the sender by telephone or reply email and delete the original message from your system without making copies.

**From:** [Tess Bradford](#)  
**To:** [Kathryn Irby](#); [ASCC Pleadings](#)  
**Cc:** [j.harmon@lowelawgroup.com](#); [pete@lowelawgroup.com](#)  
**Subject:** RE: ORDER: Crenshaw v. ASP, Claim No. 221049  
**Date:** Thursday, February 1, 2024 9:11:58 AM  
**Attachments:** [MAYO\\_Fully Executed Settlement Agreement.pdf](#)  
[image001.jpg](#)  
[Mayo, LaJessica\\_Statement of Imminent Need.pdf](#)

---

Good morning Director Irby,

The Parties have reached a settlement in this claim, and I have attached the fully executed settlement agreement. Because the settlement amount is more than \$15,000.00 and we are past the time to request to be put on the February 14 Claims Review Subcommittee agenda, the Parties have been working on and have finalized the attached Joint Statement for Imminent Need for Review and Approval of the Fully Executed Settlement Agreement.

Please let me know if there is any additional information you may need, or if there is any other action required by the Parties at this time.

In the event that the Joint Statement is accepted and the settlement agreement is approved, Claimant's counsel has provided me with instruction on how the payment needs to be made to their firm. I am not sure that this information is needed/required at this time, but in case I am incorrect, please let me know.

Thank you,



**Tess Bradford, Attorney**  
Arkansas State Police Division  
Arkansas Department of Public Safety  
#1 State Police Plaza Drive  
Little Rock, AR 72209  
Telephone: (501) 618-8583

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Monday, March 27, 2023 9:12 AM  
**To:** Niklas Simmons <n.simmons@lowelawgroup.com>; Tess Bradford <tess.bradford@asp.arkansas.gov>; Nate Buttars <nate@lowelawgroup.com>  
**Cc:** Jason Harmon <j.harmon@lowelawgroup.com>; Pete Lowe <pete@lowelawgroup.com>  
**Subject:** ORDER: Crenshaw v. ASP, Claim No. 221049

Counselors, please see attached order. When discovery is nearing completion, and if the parties are not able to resolve the dispute, please contact me to get this claim added to the hearing docket.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**

101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

**BEFORE THE ARKANSAS STATE CLAIMS COMMISSION**

**LAJESSICA MAYO-CRENSHAW**

**CLAIMANT**

**v.**

**NO. 221049-CC**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**RELEASE AND SETTLEMENT AGREEMENT**

WHEREAS, an action is pending in the Arkansas State Claims Commission, styled LaJessica Mayo Crenshaw vs. Arkansas State Police, Claim No. 221049, (hereinafter referred to as the "Action"), and

WHEREAS, the Respondent in the Action, Arkansas State Police, deny that they, or any officer, employee, or agent, have engaged in any wrongful, tortious or unlawful conduct of any kind, desires to compromise and settle the Action to avoid the costs and uncertainties of continued litigation, and

WHEREAS, the Claimant, LaJessica Mayo Crenshaw, desires to compromise and settle the Action to avoid the costs and uncertainties of continued litigation;

NOW, THEREFORE, the Claimant and the Respondent agree to the following terms as full and final satisfaction of any and all claims, including any and all claims for costs and attorneys' fees, which were raised by Claimant in the Action or could have been raised by Claimant in the Action.



1. ACTION OF RESPONDENT. The Respondent hereby agrees to pay the total sum of Thirty Thousand Dollars to Claimant LaJessica Mayo Crenshaw (\$30,000.00) in full settlement of this Action.
2. ACTION OF CLAIMANT. The Claimant hereby waives, releases, relinquishes and forever discharges the Respondent and any officers, officials, employees and agents of the Respondent, in their official and individual capacities, from any and all claims, liens, or causes of action, known or unknown, arising out of the May 29, 2020, traffic accident at issue in this Action.
3. PAYMENT OF OUTSTANDING FEES AND LIENS. Claimant agrees she is solely responsible for payment of any and all outstanding costs, fees, or liens resulting from the May 29, 2020, traffic accident at issue in this Action.
4. ENTIRE AGREEMENT. This Agreement contains the entire agreement between the parties. The Claimant and Respondent have not relied upon any promise or statement, oral or written that is not set forth in this Agreement.
5. MODIFICATION. The Claimant and Respondent agree that this Agreement may not be modified, amended, or altered except by a written agreement executed by all parties.
6. VOLUNTARY AGREEMENT. The Claimant and Respondent acknowledge that each has read this Agreement, that each has had the opportunity to consult with legal counsel of their choosing concerning the advisability, meaning and effect of this Agreement, and that each has signed this Agreement voluntarily and without duress.
7. NO RESCISSION FOR MISTAKE. The Claimant and Respondent acknowledge that each has had the opportunity to investigate the facts and law relating to the claims raised in the Action. The Claimant and Respondent assume the risk of any mistake of fact or

law and agree that any mistake of fact or law shall not be grounds for rescission or modification of any part of this Agreement.

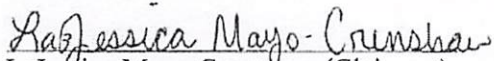
8. NO ADMISSION OF LIABILITY. The Claimant and Respondent acknowledge that this Agreement is a compromise and is not an admission of liability or wrongdoing on the part of the Respondent, or any officer, employee or official of the Respondent. Claimant agrees not to suggest or construe this Agreement as an admission or implication of wrongdoing and that the Agreement is not admissible in any court or administrative body except as necessary to enforce its terms or as a defense to other litigation or as otherwise required by law.

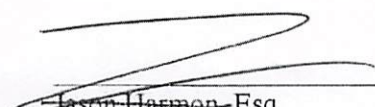
9. CHOICE OF LAW. This Agreement shall be governed by and construed in accordance with the substantive law of the State of Arkansas.

10. SUCCESSORS AND ASSIGNS. This Agreement shall be binding upon the Claimant and Respondent and each of their respective heirs, descendants, successors and assigns.

CLAIMANT


RESPONDENT

  
LaJessica Mayo Crenshaw (Claimant)

  
Jason Harmon, Esq.  
Zachary P. Lowe

Date: 1/24/2024

ARKANSAS STATE POLICE

By:   
Joan Shipley  
General Counsel, Ark. State Police

Date: 1-25-2023

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

**LAJESSICA MAYO CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**JOINT STATEMENT FOR IMMIMENT NEED FOR REVIEW AND APPROVAL  
OF FULLY EXECUTED SETTLEMENT AGREEMENT**

1. Claimant filed this claim with the Arkansas State Claims Commission on April 11, 2022, alleging extensive personal injuries because of a motor vehicle collision involving the Arkansas State Police. The Arkansas State Police admitted to being at fault for this collision. Subsequently, the Parties engaged in discovery as to the extent of the personal injuries alleged to have been the direct result of this collision.

2. Both Parties have made reasonable inquiry into this matter.

3. After preliminary and written discovery into this matter, Counsel for both Parties engaged in good faith settlement negotiations.

4. The Parties agreed to \$30,000.00 in full settlement of this matter. This settlement was reached on January 19, 2024, and a fully executed settlement agreement was submitted to the Arkansas State Claims Commission on February 1, 2024.

5. The Parties agree that the settlement is fair, equitable, and in the best interests of both Parties.

6. Pursuant to Section 2 of the Rules of the Claims Review/Litigation Reports Oversight Subcommittee of the Legislative Counsel, Counsel for Respondent and Counsel for Claimant jointly submit this Statement of Imminent Need to Review and Approve the Parties fully executed Settlement Agreement.

7. Both Parties affirm that there will be no post-judgment motions or notices of appeal filed.

8. Because the award amount to Claimant in this matter is more than \$15,000.00, the Parties submit that such amount is required to be approved by the Arkansas General Assembly.

9. Currently, the Parties are aware that the only remaining scheduled Claims Review Subcommittee meeting is scheduled for February 14, 2024.

10. The Parties submit this request for imminent need for review and approval of the Settlement Agreement if the General Assembly does not hold another Claims Review Subcommittee meeting during this legislative session.

11. The Parties request this Imminent Need for review and approval to alleviate the need for Claimant to seek approval of the Settlement Agreement during the next legislative session in 2025.

12. Claimant may further be expected to undergo medical treatment associated with the collision at issue in this claim in 2024. Consequently, Claimant may incur financial hardship in affording any necessary medical treatment if the matter is delayed until the 2025 legislative session.

**Respectfully submitted,**

Department of Arkansas State Police

BY: /s/ Tess Bradford  
Tess Bradford #2017156  
Staff Attorney  
Arkansas State Police  
1 State Police Plz Dr  
Little Rock, Arkansas 72209  
(501) 618-8583  
[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)

**AND**

LaJessica Mayo Crenshaw



Pete Lowe, Esq.  
Lowe Law Group  
6028 S. Ridgeline Drive, Suite #200  
Ogden, Utah 84405  
(801) 917-8500  
[pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)  
[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)

**From:** [Kathryn Irby](#)  
**To:** [Tess Bradford](#)  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); [pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)  
**Subject:** SPECIAL HEARING SCHEDULED:: Crenshaw v. ASP, Claim No. 221049  
**Date:** Tuesday, February 6, 2024 3:24:08 PM  
**Attachments:** [image001.jpg](#)

---

Counselors, the Commission will consider this settlement agreement at a special hearing on Thursday, February 8, 2024, at noon. The Zoom invitation is below. Each party should have an attorney present in the event that a commissioner has a question.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

Kathryn Irby -- Claims Commission is inviting you to a scheduled Zoom meeting.

Topic: Claims Commission -- special hearing  
Time: Feb 8, 2024 12:00 PM Central Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/86789672451?pwd=u4J5QiVf8T86slfht60jVH2GJaaG4u.1>

Meeting ID: 867 8967 2451

Passcode: 3QNKjE

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One tap mobile

+13126266799,,86789672451#,,,,\*144005# US (Chicago)

+16469313860,,86789672451#,,,,\*144005# US

---

Dial by your location

- +1 312 626 6799 US (Chicago)
- +1 646 931 3860 US
- +1 929 436 2866 US (New York)
- +1 301 715 8592 US (Washington DC)

- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 346 248 7799 US (Houston)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
- +1 689 278 1000 US
- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)

Meeting ID: 867 8967 2451

Passcode: 144005

Find your local number: <https://us06web.zoom.us/j/kc9rnzNK7q>

---

**From:** Tess Bradford <tess.bradford@asp.arkansas.gov>

**Sent:** Thursday, February 1, 2024 9:12 AM

**To:** Kathryn Irby <Kathryn.Irby@arkansas.gov>; ASCC Pleadings <ASCCPleadings@arkansas.gov>

**Cc:** j.harmon@lowelawgroup.com; pete@lowelawgroup.com

**Subject:** RE: ORDER: Crenshaw v. ASP, Claim No. 221049

Good morning Director Irby,

The Parties have reached a settlement in this claim, and I have attached the fully executed settlement agreement. Because the settlement amount is more than \$15,000.00 and we are past the time to request to be put on the February 14 Claims Review Subcommittee agenda, the Parties have been working on and have finalized the attached Joint Statement for Imminent Need for Review and Approval of the Fully Executed Settlement Agreement.

Please let me know if there is any additional information you may need, or if there is any other action required by the Parties at this time.

In the event that the Joint Statement is accepted and the settlement agreement is approved, Claimant's counsel has provided me with instruction on how the payment needs to be made to their firm. I am not sure that this information is needed/required at this time, but in case I am incorrect, please let me know.

Thank you,



**Tess Bradford, Attorney**  
Arkansas State Police Division  
Arkansas Department of Public Safety  
#1 State Police Plaza Drive  
Little Rock, AR 72209  
Telephone: (501) 618-8583

---

**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, March 27, 2023 9:12 AM  
**To:** Niklas Simmons <[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>; Nate Buttars <[nate@lowelawgroup.com](mailto:nate@lowelawgroup.com)>  
**Cc:** Jason Harmon <[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)>; Pete Lowe <[pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)>  
**Subject:** ORDER: Crenshaw v. ASP, Claim No. 221049

Counselors, please see attached order. When discovery is nearing completion, and if the parties are not able to resolve the dispute, please contact me to get this claim added to the hearing docket.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

**BEFORE THE ARKANSAS STATE CLAIMS COMMISSION**

**LAJESSICA MAYO-CRENSHAW**

**CLAIMANT**

**V.**

**CLAIM NO. 221049**

**ARKANSAS STATE POLICE**

**RESPONDENT**

**ORDER**

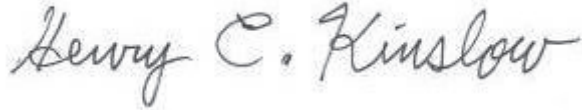
Now before the Arkansas State Claims Commission (the “Commission”) is a Release and Settlement Agreement signed by LaJessica Mayo-Crenshaw (the “Claimant”), Claimant’s attorney, and counsel for the Arkansas State Police. Based upon a review of the claim file and the Release and Settlement Agreement, the Commission hereby APPROVES the Release and Settlement Agreement and REFERS the total award of \$30,000.00 to the General Assembly for review and placement on an appropriation bill pursuant to Ark. Code Ann. § 19-10-215(b).



IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION  
Solomon Graves



ARKANSAS STATE CLAIMS COMMISSION  
Henry Kinslow, Chair



ARKANSAS STATE CLAIMS COMMISSION  
Sylvester Smith

DATE: February 8, 2024

**Notice(s) which may apply to your claim**

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

**From:** [Kathryn Irby](#)  
**To:** [Tess Bradford](#)  
**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); [pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)  
**Subject:** ORDER: Crenshaw v. ASP, Claim No. 221049  
**Date:** Thursday, February 8, 2024 12:07:00 PM  
**Attachments:** [Mayo-Crenshaw -- 221049 -- sett agr GA.pdf](#)  
[image001.jpg](#)

---

Counselors, please see attached order entered by the Commission. I'll be sending this claim file to the Legislature in just a few minutes, and I will copy you on that email, so you'll know it has been transmitted.

Thanks,  
Kathryn Irby

---

**From:** Kathryn Irby <Kathryn.Irby@arkansas.gov>  
**Sent:** Tuesday, February 6, 2024 3:24 PM  
**To:** Tess Bradford <tess.bradford@asp.arkansas.gov>  
**Cc:** j.harmon@lowelawgroup.com; pete@lowelawgroup.com  
**Subject:** SPECIAL HEARING SCHEDULED:: Crenshaw v. ASP, Claim No. 221049

Counselors, the Commission will consider this settlement agreement at a special hearing on Thursday, February 8, 2024, at noon. The Zoom invitation is below. Each party should have an attorney present in the event that a commissioner has a question.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822

Kathryn Irby -- Claims Commission is inviting you to a scheduled Zoom meeting.

Topic: Claims Commission -- special hearing  
Time: Feb 8, 2024 12:00 PM Central Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/86789672451?pwd=u4J5QiVf8T86slfht60jVH2GJaaG4u.1>

Meeting ID: 867 8967 2451  
Passcode: 3QNKjE

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One tap mobile

+13126266799,,86789672451#,,,,\*144005# US (Chicago)

+16469313860,,86789672451#,,,,\*144005# US

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Dial by your location

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- +1 646 931 3860 US
- +1 929 436 2866 US (New York)
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 346 248 7799 US (Houston)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
- +1 689 278 1000 US
- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)

Meeting ID: 867 8967 2451

Passcode: 144005

Find your local number: <https://us06web.zoom.us/j/kc9rnzNK7q>

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**From:** Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>

**Sent:** Thursday, February 1, 2024 9:12 AM

**To:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>; ASCC Pleadings <[ASCCPleadings@arkansas.gov](mailto:ASCCPleadings@arkansas.gov)>

**Cc:** [j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com); [pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)

**Subject:** RE: ORDER: Crenshaw v. ASP, Claim No. 221049

Good morning Director Irby,

The Parties have reached a settlement in this claim, and I have attached the fully executed settlement agreement. Because the settlement amount is more than \$15,000.00 and we are past the time to request to be put on the February 14 Claims Review Subcommittee agenda, the Parties have been working on and have finalized the attached Joint Statement for Imminent Need for Review and Approval of the Fully Executed Settlement Agreement.

Please let me know if there is any additional information you may need, or if there is any other action required by the Parties at this time.

In the event that the Joint Statement is accepted and the settlement agreement is approved, Claimant's counsel has provided me with instruction on how the payment needs to be made to their firm. I am not sure that this information is needed/required at this time, but in case I am incorrect, please let me know.

Thank you,



**Tess Bradford, Attorney**  
Arkansas State Police Division  
Arkansas Department of Public Safety  
#1 State Police Plaza Drive  
Little Rock, AR 72209  
Telephone: (501) 618-8583

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**From:** Kathryn Irby <[Kathryn.Irby@arkansas.gov](mailto:Kathryn.Irby@arkansas.gov)>  
**Sent:** Monday, March 27, 2023 9:12 AM  
**To:** Niklas Simmons <[n.simmons@lowelawgroup.com](mailto:n.simmons@lowelawgroup.com)>; Tess Bradford <[tess.bradford@asp.arkansas.gov](mailto:tess.bradford@asp.arkansas.gov)>; Nate Buttars <[nate@lowelawgroup.com](mailto:nate@lowelawgroup.com)>  
**Cc:** Jason Harmon <[j.harmon@lowelawgroup.com](mailto:j.harmon@lowelawgroup.com)>; Pete Lowe <[pete@lowelawgroup.com](mailto:pete@lowelawgroup.com)>  
**Subject:** ORDER: Crenshaw v. ASP, Claim No. 221049

Counselors, please see attached order. When discovery is nearing completion, and if the parties are not able to resolve the dispute, please contact me to get this claim added to the hearing docket.

Thanks,  
Kathryn Irby

**Kathryn Irby**  
**Arkansas State Claims Commission**  
101 East Capitol Avenue, Suite 410  
Little Rock, Arkansas 72201  
(501) 682-2822