

ARKANSAS CLAIMS COMMISSION

C.02

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



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

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 *(If there are additional claimants, please fill out an additional form for each)*

Dixon - Credit Manager J A Riggs Edward - J A Riggs Tracto [REDACTED]

(title/last name/first name or company)

(email)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(address) (city) (state) (zip) (primary phone)

2. Claimant's Legal Counsel *(If not represented by an attorney, you may skip this section)*

Block

A. Cale

cblock@barberlawfirm.com

(last name)

(first name)

(email)

425 West Capitol Avenue, Suite 34 Little Rock AR 72201 (501) 372-6175

(address) (city) (state) (zip) (primary phone)

Arkansas Bar Number: 2007149

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

3. State Agency Involved University of Arkansas of Little Rock

(If this section is not completed, the claim will be returned to you as deficient. Please note that the agency or agencies involved must be state agencies. The Claims Commission has no jurisdiction over claims against counties, cities, school districts, or other municipalities.)

4. Incident Date _____

5. Claim Type

Negligence--Property Damage

5a. Location of Incident _____

5b. Explanation of Incident

claim is for damages to equipment rented from J A Riggs Tractor Co...equipment rented was a model 420F Backhoe s/n HWC03550

5c. CHECK HERE if this claim involves damage to a motor vehicle.

5d. CHECK HERE if this claim involves damage to property other than a motor vehicle.

5e. Insurance Coverage

- If your property was covered by insurance on the date of the incident, you must provide a copy of the insurance declarations in effect at that time. This is not the same as your insurance card. You may obtain a copy of your insurance declarations from your insurer or insurance agent.

-If you did NOT have insurance coverage in effect on your property on the date of the incident, CHECK HERE

5f. Additional Required Documents for Property Damage Claims

You must submit invoice(s) documenting repair costs OR three estimates for repair OR an explanation why this documentation cannot be provided.

6. If a state vehicle was involved, please provide the following information

(type of state vehicle involved) (license number) (driver)

7. If your claim involves personal injuries, please CHECK HERE

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

- If you did NOT have health insurance on the date of the incident, CHECK HERE

8. Amount Sought: \$35,029.49 _____

IMPORTANT

Please note that the Claims Commission staff is happy to answer questions about the claim process, but Claims Commission staff cannot give legal advice. For questions please contact us through email at asc.new.claims@arkansas.gov or by phone at (501) 682-1619.

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

Arkansas
State Claims Commission

OCT 22 2022

RECEIVED

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.

J A Riggs Tractor Co by Edward Dixon
Claimant Name (must be printed legibly)

Edward Dixon - Credit Manager
Claimant Signature

Acknowledgement

State of Arkansas

County of Pulaski

On this the 19th day of October, 2022, before me, the undersigned notary, personally appeared Edward Dixon 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

[Seal of Office]

My Commission expires: 9/1/32

YOLE K. FISHER
SALINE COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires September 01, 2032
Commission No. 12389700

IN THE ARKANSAS STATE CLAIMS COMMISSION

EDWARD DIXON, Credit Manager
J.A. Riggs Tractor Co.

CLAIMANT

v.

Claim No. 230551

UNIVERSITY OF ARKANSAS SYSTEM

RESPONDENT

ANSWER

Comes Respondent, Board of Trustees of the University of Arkansas, for and on behalf of University of Arkansas System, by and through its undersigned counsel, and for its Answer to the Claimant's Complaint, states as follows:

1. Respondent does not contest the factual allegations in Claimant's complaint claiming property damage to Claimant's equipment while it was rented by Respondent.

2. Respondent does not contest the cost of the repairs submitted by Claimant. Claimant maintains it does not have insurance for the damage.

3. Respondent agrees that Claimant should be awarded \$35,029.49 to cover the repair costs.

4. Respondent reserves the right to amend its pleadings.

5. Should the Commission award Claimant any sum, such sum should be charged as follows:

Agency Number	0135
Fund Code (Fund Center)	CAA1000
Appropriation Code (Fund CCA)	N51
Activity/Section/Unit/Element (Cost Center)	512454

WHEREFORE, having fully answered Claimant's Complaint, Respondent prays that Claimant be awarded the sum of \$35,029.49 in complete and total satisfaction of their claims, that

Claimant's complaint be dismissed with prejudice, and for all other relief to which it may be entitled.

Respectfully submitted,

BOARD OF TRUSTEES OF THE
UNIVERSITY OF ARKANSAS,
Respondent

By: /s/ JoAnn C. Maxey
JOANN C. MAXEY, ABA# 83117
General Counsel
University of Arkansas
2404 North University Avenue
Little Rock, AR 72207-3608
(501) 686-2528
jmaxey@uasys.edu

CERTIFICATE OF SERVICE

I, JoAnn C. Maxey, do hereby certify that a copy of the foregoing pleading has been served on claimant herein by email and mailing a copy of same, by U.S. Mail, postage prepaid, this 21st day of November 2022, addressed to the following:

A. Cale Block, ABA# 2007149
BARBER LAW FIRM PLLC
425 West Capitol Avenue
Suite 3400
Little Rock, Arkansas 72201
cblock@barberlawfirm.com

/s/ JoAnn C. Maxey

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

J. A. RIGGS TRACTOR CO.

CLAIMANT

V.

CLAIM NO. 230551

UNIVERSITY OF ARKANSAS SYSTEM

RESPONDENT

ORDER

This claim was filed by J. A. Riggs Tractor Co. (the “Claimant”) against the University of Arkansas System (the “Respondent”) for damages done to Claimant’s rental equipment in the amount of \$35,029.49.

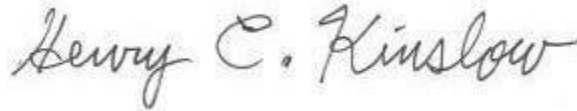
Respondent filed an answer on November 21, 2022, admitting liability in the amount of \$35,029.49.

As such, the Claims Commission hereby unanimously **ALLOWS** this claim in the amount of \$35,029.49, as recommended by the Respondent and transmits this claim to the Arkansas General Assembly pursuant to Ark. Code Ann. § 19-10-215 for review, approval, and placement on an appropriations bill. Claimant’s claim for any other amount is hereby dismissed.

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION
Dexter Booth



ARKANSAS STATE CLAIMS COMMISSION
Henry Kinslow, Chair



ARKANSAS STATE CLAIMS COMMISSION
Sylvester Smith

DATE: December 15, 2022

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).