

**REPORT OF THE CLAIMS REVIEW/LITIGATION REPORTS OVERSIGHT
SUBCOMMITTEE OF THE
ARKANSAS LEGISLATIVE COUNCIL**

Friday, February 16, 2024

Co-Chairs:

The Claims Review/Litigation Reports Oversight Subcommittee met on Wednesday, February 14, 2024, in Committee Room A, MAC, at 3:00 p.m., and makes the following recommendations to the Arkansas Legislative Council:

A. Litigation Review

The Subcommittee reviewed two (2) litigation matters:

1. Kittler v. Arkansas Public Service Commission
2. In the Matter of a Complaint Against First Electric Cooperative Corporation by Entegrity Energy Partners LLC and Cal-Maine Foods, Inc.

B. Reissuance of Warrants

The Subcommittee affirmed the decision of the Claims Commission concerning the following four (4) claims:

1. #231582 Windstream Holdings, Inc. v. Arkansas Department of Information Systems
Affirmed. Amount Awarded: \$15,233.47
2. #240381 Jonathan Kennon and Kristen Kennon v. Arkansas Department of Finance and Administration
Affirmed. Amount Awarded: \$15,534.04
3. #201209 Morgan Stanley Smith Barney Holdings LLC v. Arkansas Department of Finance and Administration
Affirmed. Amount Awarded: \$87,001.64
4. #240643 Robert Bosch Tool Corporation v. Arkansas Department of Finance and Administration- Sales and Use Tax Division
Affirmed. Amount Awarded: \$26,354.82

C. Awarded Claim Referred Pursuant to Ark. Code Ann. § 19-10-215(b)

The Subcommittee affirmed the decision of the Claims Commission concerning the following claim:

1. #200360 West Plains Bridge and Grading, for the use and benefit of Hayes Drilling, Inc. v. Arkansas Department of Transportation
Affirmed. Amount Awarded: \$562,893.28

D. Denied and Dismissed Claims – Appealed by Claimant

The Subcommittee affirmed the decision of the Claims Commission concerning the following four (4) claims:

1. #231105 Monica McDaniel v. Arkansas Department of Transportation
Affirmed. Amount Awarded: \$0.00
2. #230126 William Iversen v. Arkansas Department of Transportation
Affirmed. Amount Awarded: \$0.00
3. #230853 Chris Royster v. Arkansas Department of Transportation
Affirmed. Amount Awarded: \$0.00
4. #190479 Gwenever A. Wayne v. State of Arkansas
Affirmed. Amount Awarded: \$0.00

E. Corrections Awarded Claim – Appealed by Claimant

The Subcommittee affirmed the decision of the Claims Commission concerning the following claim:

1. #210188 Roy Hoggard II v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$200.00

F. Corrections Denied and Dismissed Claims – Appealed by Claimant

The subcommittee affirmed the decision of the Claims Commission concerning the following eleven (11) claims:

1. #231101 Marques Tavron v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
2. #220456 Steven Pinder v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
3. #220691 Steven Pinder v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
4. #240163 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
5. #240164 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
6. #240211 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
7. #240233 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
8. #240234 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
9. #240266 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
10. #240285 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00
11. #240378 Joshua Stockton v. Arkansas Division of Correction
Affirmed. Amount Awarded: \$0.00

G. Claim Transmitted Pursuant to Ark. Code Ann. § 19-5-601(e)

Pursuant to Arkansas Code Annotated § 19-5-601(e), the amounts of additional general and special revenue that the City of Conway should have received based upon the census count, as determined by the Treasurer of State, were approved for inclusion in the Claims appropriation bill, in the following amounts:

1. #240669 City of Conway;
**Amounts Approved: \$54.23 – General Revenues; \$180.51– Special Revenues;
\$17.84 – Highway Severance Revenues; \$106.24 – Four Lane Highway Construction Revenues;
and \$24.58 – Wholesale Fuel Tax Revenues.**

H. Negotiated Settlement Agreement

Upon suspension of the rules, the Subcommittee affirmed the decision of the Claims Commission concerning the following claim:

1. #221049 LaJessica Mayo-Crenshaw v. Arkansas State Police
Affirmed. Amount Awarded \$30,000.00

Respectfully submitted by Subcommittee Co-Chairs, Senator Jim Dotson and Representative DeAnn Vaught