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Please print in ink or type

ARKANSAS STATE CLAIMS COMMISSION

JUN 17 2013

BEFORE THE STATE CLAIMS COMMISSION Of the State of Arkansas

RECEIVED

- Mr. Mrs. Ms. Miss

James Counce, Claimant

vs.

State of Arkansas, Respondent DFA/Revenue Division

Do Not Write in These Spaces Claim No. 13-0903-CC Date Filed June 17, 2013 Amount of Claim \$ 333,856.00 Fund DFA/RD Reissuance of Warrant (Check) 970043487

COMPLAINT

James Counce, the above named Claimant, of 3232 Carley Rd, Springdale, AR 72762

County of represented by (Legal Counsel, if any, for Claim)

of (Street and No.) (City) (State) (Zip Code) (Phone No.) (Fax No.) says:

State agency involved: Amount sought:

Month, day, year and place of incident or service:

Explanation:

This claim is being filed for the reissuance of warrant #970043487, dated 10/30/08, payable to James Counce in the amount of \$333,856.00, payable from DFA/Revenue Division. This warrant was not presented to the state treasurer for redemption during the legal redemption period.

Warrant or necessary papers for reissuing lost warrant(s)/check(s) is/are attached to and made a part of this complaint.

Completed paperwork for reissuance of this warrant was received in this office on April 8, 2013.

As parts of this complaint, the claimant makes the statements, and answers the following questions, as indicated: (1) Has claim been presented to any state department or officer thereof?

No; when? (Month) (Day) (Year); to whom? (Department) and that the following action was taken thereon:

and that \$ was paid thereon: (2) Has any third person or corporation an interest in this claim? YES; if so, state name and address

KATHRYN COUNCE 3232 CARLEY RD SPRINGDALE AR 72762

and that the nature thereof is as follows: THIS IS A TAX REFUND CHECK FROM A RETURN WE FILED JOINTLY - SHE AND I REMAIN MARRIED - RESIDE TOGETHER ON CARLEY RD. CHECK SHOULD BE MADE OUT TO JAMES S. COUNCE & KATHRYN COUNCE JOINTLY

THE UNDERSIGNED states on oath that he or she is familiar with the matters and things set forth in the above complaint, and that he or she verily believes that they are true.

JAMES S. COUNCE (Print (Claimant/Representation Name))

(Signature of Claimant/Representation)

ARKANSAS STATE CLAIMS COMMISSION
Reissuance of Out-Dated Warrants

Date: 4/8/2013

Warrant: 970043487

Name of Payee: James Counce

Amount: \$33,856.00

Upon checking with AUTUMN of AOS/Data Processing Division, I was informed that this warrant was still outstanding and no duplicate warrant had been issued. We also checked our (Claims Commission) records to verify that there has been no reissuance by this office and there was none.

JH

STATE CLAIMS COMMISSION DOCKET
OPINION

Amount of Claim \$ 33,856.00

Claim No. 13-0903-CC

James Counce Claimant

Attorneys
Pro se Claimant

vs.

AR Dept. of Finance & Administration
Respondent
State of Arkansas

Deborah K. Wilson, Disbursing Officer
Respondent

Date Filed June 17, 2013

Type of Claim Reissuance of warrant

FINDING OF FACTS

This claim was filed for reissuance of warrant #970043487 dated October 30, 2008. Warrant is still outstanding and no duplicate has been issued.

The Claims Commission hereby unanimously allows this claim in the amount of \$33,856.00 and will include the claim in a claims bill to the 89th General Assembly, Arkansas State Legislature 2014, for subsequent approval and payment.

IT IS SO ORDERED.

(See Back of Opinion Form)

CONCLUSION

Upon consideration of all the facts, as stated above, the Claims Commission hereby unanimously allowed this claim in the amount of \$33,856.00 and will include the claim in a claims bill to be submitted to the 89th General Assembly, Arkansas State Legislature 2014 for subsequent approval and payment.

July 11, 2013