

**MINUTES
OF
DISABILITY APPEALS COMMITTEE
January 25, 2018 at 9:30 A.M. E.T.
Board Room
Perimeter Park West, 1270 Louisville Road
Frankfort, Kentucky 40601**

At the meeting of the Disability Appeals Committee, held on January 25, 2018, the following members were present: Keith Peercy, Chair, and Donna Shelton, Proxy on behalf of Thomas Stephens.

In addition, those present were Erin Surratt, KRS, Alan Hurst, KRS, and Tracy Chambers, Recording Secretary.

It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried to approve the Minutes of the November 16, 2017 Disability Appeals Committee Meeting.

Mr. Peercy noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 17-D-06, 16-D-74, 16-D-52, 16-D-37, 17-D-33, and 17-D-44.

Following discussion in closed session, the Committee returned to open session, whereafter the following transpired.

It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 17-D-06, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny claimant's application for disability retirement benefits.

It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 16-D-74, to reject the Hearing Officer's Report to approve disability retirement benefits and to instead issue a Board Final Order denying claimant's application for disability retirement benefits.

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It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 16-D-52, to remand this case in order for the hearing officer to issue a new recommended order regarding whether the claimant is entitled to disability retirement benefits.

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It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 16-D-37, to remand this case in order for the hearing officer to issue a new recommended order including Findings of Fact and Conclusions of Law for all of claimant's alleged conditions.

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It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the Hearing Officer's Order of Dismissal and any exceptions duly filed, in the case of Administrative Action Number: 17-D-33, to accept the Hearing Officer's Order of Dismissal, and to dismiss claimant's application for disability retirement benefits.

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It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried unanimously, that the Committee members having considered the record, including the Agreed Order of Dismissal and any exceptions duly filed, in the case of Administrative Action Number: 17-D-44, to accept the Agreed Order of Dismissal, and to dismiss claimant's application for disability retirement benefits, with prejudice.

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There being no further business, the meeting was adjourned at 9:39 A.M., E.T. to meet on March 22, 2018 at 9:30 A.M., E.T.

CERTIFICATION

I, Tracy Chambers, do certify that I was present at this meeting, and I have recorded the above action of the Committee on the various items considered by it at this meeting.

Tracy Chambers 3.22.18
Tracy Chambers Date
Recording Secretary

I, Keith Percy, do certify that the Minutes of the meeting held on January 25, 2018 were approved by the Disability Appeals Committee on March 22, 2018.

Keith Percy 3.22.18
Keith Percy, Chair Date
Disability Appeals Committee

I, Alan Hurst, was present at the January 25, 2018 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

Alan Hurst 3-22-18
Alan Hurst Date
KRS Staff Attorney