

**MINUTES  
OF  
DISABILITY APPEALS COMMITTEE  
February 26, 2018 at 10:00 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 February 26, 2018, the following members were present: David Rich, Chair, Betty Pendergrass, and Donna Shelton, Proxy on behalf of Thomas Stephens.

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

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It was moved by Ms. Shelton, seconded by Ms. Pendergrass, and carried to approve the Minutes of the December 18, 2017 Disability Appeals Committee Meeting.

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Mr. Rich noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 16-D-39, 16-D-76, 17-D-13, 16-D-64, and 17-D-05.

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

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It was moved by Ms. Pendergrass, seconded by Mr. Rich, and carried by a majority, 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-39, to accept the Hearing Officer's Report on Remand, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits and duty-related disability retirement benefits. Ms. Shelton abstained.

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It was moved by Ms. Shelton, seconded by Ms. Pendergrass, 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-76, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny claimant's application for disability retirement benefits.

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It was moved by Ms. Pendergrass, seconded by Mr. Rich, and carried by a majority, 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-13, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits. Ms. Shelton abstained.

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It was moved by Ms. Shelton, seconded by Ms. Pendergrass, 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-64, 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. Pendergrass, seconded by Ms. Shelton, 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-05, 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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There being no further business, the meeting was adjourned at 10:56 A.M., E.T. to meet on April 16, 2018 at 10:00 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 4.16.18  
Tracy Chambers Date  
Recording Secretary

I, David Rich, do certify that the Minutes of the meeting held on February 26, 2018 were approved by the Disability Appeals Committee on April 25, 2018.

David Rich 4/19/18  
David Rich, Chair Date  
Disability Appeals Committee

I, Alan Hurst, was present at the February 26, 2018 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

Alan Hurst 4/16/18  
Alan Hurst Date  
KRS Staff Attorney