

# **M I N U T E S**

**MEETING DATE:** April 14, 2009

**MEMBERS PRESENT:** Mr. Lamarr Davis, Mr. Carroll DiBenedetto, Sr., Ms. Mary L. Fanara, Mr. Ben Garris, Mr. Kenneth Jones, Ms. Ann Polak, Ms. Sharon Rodi, Ms. Carolyn Stapleton,

**MEMBERS ABSENT:** Ms. Nancy Adcock, Ms. Lucille Williams,

**STAFF PRESENT:** Robert Wertz, Linda Gautier, Carla Domingue

**GUESTS PRESENT:** Kent Wolkart, Brian Brocato  
Cpt. Mechelle Delahoussaye, Erich Duchmann, Ph.D.

## **I. CALL TO ORDER**

The meeting was called to order at 9:35 a.m. by Mr. Lamarr Davis.

## **II. APPROVAL OF MINUTES OF PREVIOUS MEETING**

Ms. Polak made a motion to approve the minutes of the previous meeting. Mr. Jones seconded the motion and the motion passed unanimously.

### **III. APPEALS**

#### **A 1. Caddo 08-048**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Garris seconded the motion and the motion passed unanimously.

#### **A 2. Lafayette 08-039**

Mr. Garris made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Jones seconded the motion and the motion passed unanimously.

#### **A 3. Orleans 08-111**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

### **IV. EMERGENCY CONFIRM/DENY**

Ms. Polak made a motion to confirm the emergency rulings for the previous month. Mr. Jones seconded the motion and the motion passed unanimously.

### **V. ITEMS FOR FULL DISCUSSION**

#### **F 1. Acadia 07-003**

Ms. Polak made a motion to award \$191.46 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously. The board agreed to make no recommendation at this time regarding increasing the case maximum to \$25,000.

#### **F 2. Allen 08-004**

Ms. Polak made a motion to award \$525.00 for MENTAL HEALTH, \$600.00 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

#### **F 3. Assumption 08-005**

Mr. DiBenedetto made a motion to award \$366.98 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

#### **F 4. Assumption 09-002**

Mr. DiBenedetto made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

#### **F 5. Avoyelles 08-002**

Ms. Fanara made a motion to award \$5,040.00 for WAGE. Mr. Jones seconded the motion and the motion passed unanimously.

#### **F 6. Bossier 06-005**

Ms. Polak made a motion to award \$60.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously.

#### **F 7. Bossier 07-041**

Ms. Rodi made a motion to award \$230.00 for MENTAL HEALTH, \$37.44 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed unanimously.

#### **F 8. Bossier 07-045**

Ms. Polak made a motion to award \$85.00 for MENTAL HEALTH, \$31.09 for

## **V. ITEMS FOR FULL DISCUSSION**

MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed unanimously.

### **F 9. Bossier 09-005**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Rodi seconded the motion and the motion passed unanimously.

### **F 10. Bossier 09-008**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Polak seconded the motion and the motion passed unanimously.

### **F 11. Bossier 09-010**

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

### **F 12. Bossier 09-011**

Mr. Jones made a motion to approve the eligibility of this claimant. The claim amounts were reduced by 50 % for contribution. Mr. Garris seconded the motion and the motion passed unanimously.

### **F 13. Caddo 07-034**

Ms. Polak made a motion to award \$32.20 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

### **F 14. Caddo 07-092**

Mr. Jones made a motion to award \$41.16 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

### **F 15. Caddo 08-017**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Garris seconded the motion and the motion passed unanimously.

### **F 16. Caddo 08-028**

Ms. Polak made a motion to award \$9,200.00 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Rodi seconded the motion and the motion passed unanimously.

### **F 17. Caddo 08-043**

Mr. Jones made a motion to award \$9,500.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

### **F 18. Caddo 08-062**

Mr. Jones made a motion to award \$744.10 for MEDICAL. Estimate approved for: \$3,765.60 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

### **F 19. Caddo 08-064**

Ms. Polak made a motion to award \$180.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 04/27/09.

## **V. ITEMS FOR FULL DISCUSSION**

### **F 20. Caddo 08-084**

Ms. Fanara made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Garris seconded the motion and the motion passed unanimously.

### **F 21. Caddo 08-085**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Mr. Garris seconded the motion and the motion passed unanimously.

### **F 22. Caddo 09-009**

Ms. Polak made a motion to deny under authority of R.S. 46:1809 B(1) (crime definition). Mr. DiBenedetto seconded the motion and the motion passed 7 to 1 with no abstentions.

### **F 23. Caddo 09-011**

Mr. Jones made a motion to defer ruling awaiting more information. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

### **F 24. Calcasieu 08-006**

Mr. Jones made a motion to award \$249.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously. The Board also recommending notifying the provider that the mental health maximum will soon be reached.

### **F 25. Calcasieu 08-009**

Ms. Polak made a motion to award \$600.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

### **F 26. Calcasieu 08-027**

Ms. Polak made a motion to award \$60.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously.

### **F 27. Calcasieu 08-038**

Ms. Polak made a motion to award \$180.00 for MENTAL HEALTH. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

### **F 28. Calcasieu 08-039**

Ms. Polak made a motion to award \$180.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

### **F 29. Calcasieu 08-041**

Ms. Stapleton made a motion to award \$180.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

### **F 30. Calcasieu 08-047**

Ms. Polak made a motion to award \$75.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 01/20/09.

### **F 31. Calcasieu 08-061**

Ms. Polak made a motion to award \$3,422.40 for WAGE. Ms. Rodi seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F 32. Calcasieu 08-069**

Ms. Polak made a motion to award \$360.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously.

**F 33. Calcasieu 08-070**

Ms. Polak made a motion to award \$120.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 04/02/09.

**F 34. Calcasieu 08-071**

Mr. Jones made a motion to award \$60.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 35. Calcasieu 09-002**

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 36. Calcasieu 09-004**

Mr. Jones made a motion to award \$5,000.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

**F 37. Claiborne 08-001**

Ms. Polak made a motion to award \$300.00 for AMBULANCE TRANSPORT (MEDICAL), \$1,428.35 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 38. Claiborne 08-005**

Mr. Jones made a motion to award \$433.82 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

**F 39. Claiborne 08-009**

Mr. Jones made a motion to award \$355.20 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

**F 40. Claiborne 08-011**

Mr. Jones made a motion to defer ruling awaiting more information. Ms. Rodi seconded the motion and the motion passed unanimously.

**F 41. Claiborne 08-013**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Ms. Fanara seconded the motion and the motion passed unanimously.

**F 42. Concordia 06-007**

Ms. Fanara made a motion to award \$600.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

**F 43. Concordia 08-013**

Mr. Jones made a motion to award \$540.00 for MENTAL HEALTH, \$106.05 for MEDICAL MILEAGE. Ms. Rodi seconded the motion and the motion passed unanimously.

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**F 44. Desoto 08-001**

Mr. Jones made a motion to award \$5,000.00 for FUNERAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 45. Desoto 08-006**

Mr. Jones made a motion to award \$342.36 for CRIME EVIDENCE. Ms. Polak seconded the motion and the motion passed unanimously.

**F 46. East Baton Rouge 07-074**

Ms. Polak made a motion to award \$3,734.28 for MEDICAL. Mr. Jones seconded the motion and the motion passed 7 to 0 with 1 abstention.

**F 47. East Baton Rouge 08-015**

Ms. Polak made a motion to award \$1,948.79 for MEDICAL. Mr. Jones seconded the motion and the motion passed 7 to 0 with 1 abstention.

**F 48. East Baton Rouge 08-052**

Ms. Fanara made a motion to award \$2,835.36 for WAGE. Mr. Jones seconded the motion and the motion passed 7 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

**F 49. East Baton Rouge 09-001**

Ms. Polak made a motion to award \$2,206.92 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed 7 to 0 with 1 abstention.

**F 50. East Baton Rouge 09-002**

Ms. Fanara made a motion to award \$10,000.00 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed 7 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

**F 51. East Baton Rouge 09-005**

Mr. Garris made a motion to award \$8,480.00 for MEDICAL, \$1,520.00 for WAGE. Mr. DiBenedetto seconded the motion and the motion passed 7 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

**F 52. East Baton Rouge 09-006**

Ms. Polak made a motion to award \$10,000.00 for MEDICAL. Mr. Jones seconded the motion and the motion passed 7 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

**F 53. East Feliciana 09-001**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(1) (crime definition). Mr. Jones seconded the motion and the motion passed unanimously.

**F 54. Evangeline 09-001**

Ms. Stapleton made a motion to award \$503.48 for MEDICAL, \$52.00 for WAGE. The claim amounts were reduced by 50 % for contribution. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 55. Evangeline 09-004**

Ms. Fanara made a motion to award \$5,000.00 for FUNERAL. Mr. Garris seconded the

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motion and the motion passed unanimously.

**F 56. Iberia 08-047**

Ms. Stapleton made a motion to award \$9,700.00 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Jones seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 57. Iberia 08-056**

Ms. Stapleton made a motion to award \$2,334.52 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Polak seconded the motion and the motion passed unanimously.

**F 58. Iberia 08-063**

Ms. Polak made a motion to award \$340.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously. The Board also voted to close the mental health portion of this case.

**F 59. Iberia 09-002**

Ms. Polak made a motion to award \$600.00 for WAGE, \$1,713.74 for MEDICAL, \$133.32 for AMBULANCE TRANSPORT (MEDICAL). Mr. DiBenedetto seconded the motion and the motion passed unanimously. The board agreed to waive the one year deadline for applying for reparations.

**F 60. Jefferson 09-004**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Ms. Rodi seconded the motion and the motion passed unanimously.

**F 61. Jefferson 09-005**

Mr. Jones made a motion to award \$5,000.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

**F 62. Jefferson 09-006**

Ms. Stapleton made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Ms. Fanara seconded the motion and the motion passed 7 to 1 with no abstentions.

**F 63. Lafourche 05-083**

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH, \$197.60 for MEDICAL MILEAGE. Ms. Rodi seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 64. Lafourche 05-084**

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 65. Lafourche 07-020**

Ms. Polak made a motion to award \$420.00 for MENTAL HEALTH, \$131.04 for MEDICAL MILEAGE. Ms. Stapleton seconded the motion and the motion passed unanimously. The Board also recommended closing the case.

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**F 65. Lafourche 07-020**

Ms. Polak made a motion to award \$131.04 for MEDICAL MILEAGE. Ms. Rodi seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 66. Lafourche 07-067**

Mr. Jones made a motion to award \$600.00 for MENTAL HEALTH, \$156.00 for MEDICAL MILEAGE. Ms. Stapleton seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 67. Lafourche 08-001**

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH, \$26.00 for MEDICAL MILEAGE. Mr. Garris seconded the motion and the motion passed unanimously.

**F 68. Lafourche 08-033**

Mr. DiBenedetto made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Jones seconded the motion and the motion passed unanimously.

**F 69. Lafourche 08-062**

Ms. Polak made a motion to award \$1,581.36 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

**F 70. Lafourche 08-065**

Ms. Polak made a motion to award \$280.00 for MENTAL HEALTH, \$145.60 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed unanimously. The Board also recommended notifying the mental health provider to only send in mental health treatment updates upon request.

**F 71. Lafourche 08-068**

Ms. Polak made a motion to award \$580.00 for MENTAL HEALTH, \$166.40 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed unanimously.

**F 72. Lafourche 08-074**

Ms. Rodi made a motion to award \$300.00 for MENTAL HEALTH, \$223.60 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed unanimously.

**F 73. Lafourche 08-076**

Ms. Rodi made a motion to award \$540.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

**F 74. Lafourche 08-097**

Ms. Polak made a motion to award \$49.92 for MEDICAL MILEAGE. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 75. Lafourche 08-099**

Ms. Polak made a motion to award \$66.56 for MEDICAL MILEAGE. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 76. Lafourche 09-004**

Ms. Polak made a motion to award \$4,844.77 for MEDICAL, \$300.00 for



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AMBULANCE TRANSPORT (MEDICAL). Mr. Garris seconded the motion and the motion passed unanimously.

**F 77. Lafourche 09-009**

Ms. Rodi made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed unanimously.

**F 78. Lafourche 09-010**

Ms. Rodi made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed unanimously.

**F 79. Lafourche 09-013**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 80. Lafourche 09-016**

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 81. Lafourche 09-017**

Mr. Jones made a motion to approve the eligibility of this claimant. Ms. Polak seconded the motion and the motion passed unanimously.

**F 82. Lafourche 09-018**

Mr. Jones made a motion to approve eligibility. Ms. Fanara seconded the motion. Ms. Rodi made a motion to reconsider the motion. Mr. DiBenedetto seconded the motion. Ms. Rodi made a motion to defer ruling awaiting more information regarding crime and injuries. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 83. Orleans 08-024**

Ms. Polak made a motion to approve medical payment. Mr. Garris seconded the motion. Ms. Polak rescinded her motion for approval. Mr. DiBenedetto made a motion to defer ruling awaiting statement from medical doctor regarding medical necessity for massage therapy. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 84. Orleans 08-068**

Ms. Rodi made a motion to deny under authority of R.S. 46:1809 B (3)(e) (no loss). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 85. Orleans 08-144**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 86. Orleans 09-007**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 87. Orleans 09-008**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Ms. Rodi seconded the motion and the motion passed unanimously.

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**F 88. Orleans 09-009**

Mr. Jones made a motion to defer ruling awaiting more information. Ms. Rodi seconded the motion and the motion passed unanimously.

**F 89. Orleans 09-011**

Mr. Jones made a motion to award \$5,000.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

**F 89. Orleans 09-011**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Mr. Garris seconded the motion and the motion passed unanimously.

**F 90. Orleans 09-015**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

**F 91. Orleans 09-019**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 92. Orleans 09-023**

Ms. Rodi made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed unanimously.

**F 93. Orleans 09-025**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Jones seconded the motion and the motion passed unanimously.

**F 94. Orleans 09-027**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (career criminal). Ms. Rodi seconded the motion and the motion passed unanimously.

**F 95. Orleans 09-028**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B (3) e (filed late). Ms. Rodi seconded the motion and the motion passed unanimously.

**F 96. Orleans 09-029**

Mr. Jones made a motion to award \$734.17 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 97. Orleans 09-030**

Ms. Polak made a motion to award \$3,633.95 for MEDICAL. Ms. Rodi seconded the motion and the motion passed unanimously.

**F 98. Orleans 09-031**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 99. Orleans 09-032**

Mr. DiBenedetto made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Jones seconded the motion and the motion passed unanimously.

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**F100. Orleans 09-034**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F101. Orleans 09-035**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Ms. Stapleton seconded the motion and the motion passed unanimously.

**F102. Orleans 09-037**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F103. Orleans 09-038**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Ms. Polak seconded the motion and the motion passed unanimously.

**F104. Orleans 09-039**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Ms. Rodi seconded the motion and the motion passed unanimously.

**F105. Orleans 09-042**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Mr. Garris seconded the motion and the motion passed unanimously.

**F106. Orleans 09-043**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F107. Orleans 09-044**

Mr. Jones made a motion to award \$5,000.00 for FUNERAL. Ms. Rodi seconded the motion and the motion passed unanimously.

**F108. Orleans 09-045**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F109. Orleans 09-046**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Ms. Rodi seconded the motion and the motion passed unanimously.

**F110. Orleans 09-047**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F111. Orleans 09-048**

Mr. Jones made a motion to defer ruling awaiting supplemental police report. Mr. Garris seconded the motion and the motion passed unanimously.

**F112. Orleans 09-049**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or

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refused cooperation). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F113. Orleans 09-050**

Mr. Jones made a motion to award \$2,909.76 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Rodi seconded the motion and the motion passed unanimously.

**F114. Orleans 09-052**

Mr. Jones made a motion to approve the eligibility of this claimant. Ms. Polak seconded the motion and the motion passed unanimously.

**F115. Rapides 08-014**

Ms. Fanara made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Mr. Garris seconded the motion and the motion passed unanimously.

**F116. Rapides 09-002**

Ms. Fanara made a motion to award \$8,061.26 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Garris seconded the motion and the motion passed unanimously.

**F117. Richland 09-001**

Ms. Polak made a motion to award \$2,256.60 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

**F118. St. Helena 08-002**

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(4)(a) (career criminal). Mr. Garris seconded the motion and the motion passed unanimously.

**F119. St. Helena 08-003**

Mr. Jones made a motion to award \$3,838.00 for FUNERAL. Ms. Rodi seconded the motion and the motion passed unanimously.

**F120. St. Helena 09-001**

Mr. Jones made a motion to award \$7,132.29 for MEDICAL, \$600.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Rodi seconded the motion and the motion passed unanimously.

**F121. St. Landry 05-035**

Ms. Polak made a motion to award \$255.00 for MENTAL HEALTH, \$142.83 for MEDICAL MILEAGE. Ms. Fanara seconded the motion and the motion passed unanimously. The Board also voted to notify the mental health provider that payment would only be consider on sessions through the end of May, 2009.

**F122. St. Landry 08-003**

Ms. Fanara made a motion to award \$2,805.21 for FUNERAL. Mr. Garris seconded the motion and the motion passed unanimously.

**F123. St. Landry 09-002**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Jones seconded the motion and the motion passed

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unanimously.

**F124. St. Landry 09-003**

Ms. Polak made a motion to award \$4,067.71 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. DiBenedetto seconded the motion and the motion passed unanimously. The board agreed to waive the one year deadline for applying for reparations.

**F125. St. Landry 09-004**

Mr. Jones made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

**F126. St. Landry 09-005**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F127. St. Martin 07-037**

Mr. DiBenedetto made a motion to award \$130.78 for MEDICAL MILEAGE. Ms. Polak seconded the motion and the motion passed unanimously.

**F128. St. Martin 09-006**

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F129. St. Martin 09-007**

Mr. Jones made a motion to approve the eligibility of this claimant. Ms. Rodi seconded the motion and the motion passed unanimously.

**F130. St. Martin 09-009**

Ms. Stapleton made a motion to approve the eligibility of this claimant. Ms. Rodi seconded the motion and the motion passed unanimously.

**F131. St. Martin 09-010**

Ms. Polak made a motion to approve the eligibility of this claimant. The claim amounts were reduced by 50 % for contribution. Mr. Garris seconded the motion and the motion passed unanimously.

**F132. St. Martin 09-011**

Mr. Jones made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F133. St. Martin 09-012**

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F134. St. Mary 08-009**

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Stapleton seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F135. St. Mary 09-001**

Ms. Stapleton made a motion to approve the eligibility of this claimant. Ms. Polak seconded the motion and the motion passed unanimously.

**F136. St. Tammany 08-024**

Ms. Rodi made a motion to award \$510.00 for MENTAL HEALTH. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F137. St. Tammany 09-002**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Ms. Stapleton seconded the motion and the motion passed unanimously.

**F138. Terrebonne 09-011**

Ms. Stapleton made a motion to award \$2,160.27 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Garris seconded the motion and the motion passed unanimously.

**F139. Terrebonne 09-015**

Ms. Stapleton made a motion to award \$336.30 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F140. Vermilion 08-012**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(1) (crime definition). Mr. Garris seconded the motion and the motion passed unanimously.

**F141. Vermilion 09-006**

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed 7 to 1 with no abstentions.

**F142. Vermilion 09-007**

Ms. Fanara made a motion to approve the eligibility of this claimant. Ms. Rodi seconded the motion and the motion passed unanimously.

**F143. Vermilion 09-008**

Ms. Fanara made a motion to approve the eligibility of this claimant. Mr. Garris seconded the motion and the motion passed unanimously.

**F144. Vernon 09-001**

Ms. Polak made a motion to award \$5,000.00 for FUNERAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F145. Vernon 09-002**

Ms. Fanara made a motion to award \$5,000.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed unanimously.

**F146. Webster 09-001**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Ms. Fanara seconded the motion and the motion passed unanimously.

## **V. ITEMS FOR FULL DISCUSSION**

### **F147. Webster 09-002**

Ms. Fanara made a motion to award \$578.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

### **F148. West Baton Rouge 08-004**

Ms. Stapleton made a motion to award \$425.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously.

### **F149. West Baton Rouge 09-001**

Ms. Stapleton made a motion to award \$4,500.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed unanimously.

## **VI. LATE ADDITIONS**

### **L 1. Bossier 09-013**

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed unanimously.

### **L 2. Caddo 07-011**

Mr. Jones made a motion to award \$56.00 for MEDICAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

### **L 3. Calcasieu 09-003**

Mr. Jones made a motion to award \$412.50 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

### **L 4. Calcasieu 09-010**

Ms. Polak made a motion to award \$480.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 01/01/09.

### **L 5. Calcasieu 09-012**

Ms. Polak made a motion to award \$4,486.00 for FUNERAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

### **L 6. Calcasieu 09-014**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Polak seconded the motion and the motion passed unanimously.

### **L 7. East Baton Rouge 09-011**

Ms. Polak made a motion to award \$100.00 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed 7 to 0 with 1 abstention.

## **V. ITEMS FOR FULL DISCUSSION**

### **L 8. Evangeline 09-003**

Mr. Jones made a motion to award \$185.57 for MEDICAL, \$10,000.00 for WAGE. Ms. Fanara seconded the motion and the motion passed unanimously. The board agreed to increase the case maximum to \$25,000.

## **VI. LATE ADDITIONS**

### **L 9. Lafayette 03-002**

Ms. Polak made a motion to award \$1,246.26 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

### **L 10. Lafourche 06-036**

Ms. Polak made a motion to award \$240.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

### **L 11. Lafourche 07-001**

Ms. Polak made a motion to award \$240.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously.

### **L 12. Lafourche 08-093**

Mr. Jones made a motion to award \$90.00 for MENTAL HEALTH, \$87.36 for MEDICAL MILEAGE. Ms. Polak seconded the motion and the motion passed unanimously.

### **L 13. Orleans 08-148**

Mr. Jones made a motion to award \$562.38 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

### **L 14. Orleans 09-023**

Ms. Polak made a motion to award \$950.00 for FUNERAL. Ms. Rodi seconded the motion and the motion passed unanimously.

### **L 15. Orleans 09-023**

Ms. Polak made a motion to award \$3,000.00 for FUNERAL. Ms. Rodi seconded the motion and the motion passed unanimously.

### **L 16. Orleans 09-026**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

### **L 17. Orleans 09-026**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

### **L 18. Orleans 09-026**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

### **L 19. Orleans 09-051**

Mr. Jones made a motion to award \$10,000.00 for CATASTROPHIC PROPERTY. Ms. Fanara seconded the motion and the motion passed unanimously.

### **L 20. Ouachita 08-015**

Ms. Stapleton made a motion to defer claims awaiting completion of CVR claim form. Mr. Jones seconded the motion and the motion passed unanimously.

### **L 21. Rapides 09-003**

Ms. Polak made a motion to award \$4,977.79 for WAGE, \$4,722.21 for MEDICAL,



## **VI. LATE ADDITIONS**

\$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Fanara seconded the motion and the motion passed 6 to 2 with no abstentions. The board also agreed to mark the case as "closed".

### **L 22. St. John The Baptist 08-002**

Mr. DiBenedetto made a motion to award \$1,424.63 for FUNERAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

### **L 23. St. Landry 09-007**

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Garris seconded the motion and the motion passed unanimously.

### **L 24. St. Tammany 08-032**

Mr. Jones made a motion to award \$75.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

### **L 25. St. Tammany 09-010**

Ms. Polak made a motion to award \$5,000.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed unanimously.

### **L 26. St. Tammany 09-011**

Ms. Polak made a motion to approve the eligibility of this case and to defer ruling awaiting initial and updated mental health treatment plan. Ms. Stapleton seconded the motion and the motion passed unanimously.

### **L 27. St. Tammany 09-012**

Mr. Jones made a motion to award \$398.99 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Rodi seconded the motion and the motion passed unanimously.

### **L 28. Terrebonne 08-009**

Ms. Rodi made a motion to award \$103.04 for WAGE, \$1,122.64 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Garris seconded the motion and the motion passed unanimously.

### **L 29. Vermilion 08-001**

Ms. Stapleton made a motion to award \$560.00 for WAGE. Ms. Fanara seconded the motion and the motion passed unanimously.

### **L 30. Caddo 08-066**

Ms. Polak made a motion to award \$455.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 12/01/08.

### **L 31. Washington 08-008**

Ms. Polak made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed unanimously.

## **VII. OTHER BUSINESS**

Mr. Jones made a motion to adjourn the meeting. Ms. Rodi seconded the motion. Mr. Davis adjourned the meeting at 1:15 p.m.