

M I N U T E S

MEETING DATE: **October 9, 2007**

MEMBERS PRESENT: Mr. Fernest J. Benoit, Mr. Lamarr Davis, Ms. Mickey DeLaup, Mr. Ben Garris, Dr. Glenn Green, Sr., Mr. Ed Hardin, Ms. Rose G. Montgomery, Ms. Ann Polak, Ms. Audrey Thibodeaux,

MEMBERS ABSENT: Ms. Elizabeth Harvey, Mr. Bill Willis,

STAFF PRESENT: Robert Wertz, Linda Gautier, Carla Domingue

GUESTS PRESENT: Erich Duchmann, PhD., Mechelle Delahoussaye, Patty Webb, Dawn Chadwick, Josie, Herman Manuel, Irene Manuel

I. CALL TO ORDER

The meeting was called to order at 9:45 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. Hardin seconded the motion and the motion passed unanimously.

III. APPEALS

NONE

IV. EMERGENCY CONFIRM/DENY

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

V. ITEMS FOR FULL DISCUSSION

F 1. Bienville 07-001

Mr. Hardin made a motion to award \$9,700.00 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 2. Bossier 05-030

Mr. Benoit made a motion to award \$780.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 11/17/07. Ms. Dupuy seconded the motion and the motion passed unanimously.

F 3. Bossier 06-008

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

F 4. Bossier 06-024

Mr. Hardin made a motion to award \$240.00 for MENTAL HEALTH. Dr. Green seconded the motion and the motion passed unanimously.

F 5. Bossier 06-025

Ms. Polak made a motion to award \$240.00 for MENTAL HEALTH and to close the case. Dr. Green seconded the motion and the motion passed unanimously.

F 6. Bossier 07-026

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

F 7. Bossier 07-027

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

F 8. Bossier 07-028

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

F 9. Bossier 07-029

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

F 10. Bossier 07-030

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

V. ITEMS FOR FULL DISCUSSION

F 11. Bossier 07-032

Mr. Benoit made a motion to approve the eligibility of this claimant. Mr. Hardin seconded the motion and the motion passed unanimously.

F 12. Bossier 07-033

Mr. Benoit made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

F 13. Bossier 07-034

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

F 14. Bossier 07-035

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

F 15. Bossier 07-036

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

F 16. Caddo 00-030

Ms. Polak made a motion to award \$515.20 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 17. Caddo 06-015

Mr. Benoit made a motion to award \$18.53 for MEDICAL and to close the case. Ms. Polak seconded the motion and the motion passed unanimously.

F 18. Caddo 06-048

Mr. Benoit made a motion to award \$400.00 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 19. Caddo 06-065

Mr. Hardin made a motion to award \$1,987.86 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 20. Caddo 07-003

Mr. Hardin made a motion to award \$10,000.00 for MEDICAL and to close the case. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 21. Caddo 07-007

Ms. Thibodeaux made a motion to award \$7,887.36 for WAGE. Ms. Montgomery seconded the motion and the motion passed unanimously.

F 22. Caddo 07-011

Ms. Thibodeaux made a motion to award \$3,527.15 for MEDICAL, \$30.30 for AMBULANCE TRANSPORT (MEDICAL). Dr. Green seconded the motion and the motion passed unanimously.

F 23. Caddo 07-023

Dr. Green made a motion to award \$88.54 for MEDICAL. Mr. Benoit seconded the

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motion and the motion passed unanimously.

F 24. Caddo 07-032

Mr. Hardin made a motion to award \$7,494.68 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Dupuy seconded the motion and the motion passed unanimously.

F 25. Caddo 07-034

Mr. Hardin made a motion to award \$3,226.90 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 26. Caddo 07-036

Mr. Hardin made a motion to award \$4,481.32 for WAGE, \$5,018.68 for MEDICAL and close the case. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 27. Caddo 07-037

Ms. Polak made a motion to award. Estimate approved for: \$690.00 for MEDICAL. Dr. Green seconded the motion and the motion passed unanimously.

F 28. Caddo 07-040

Mr. Hardin made a motion to award \$9,700.00 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL) and to close the case. Ms. Polak seconded the motion and the motion passed unanimously.

F 29. Caddo 07-041

Mr. Hardin made a motion to award \$10,000.00 for WAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

F 30. Caddo 07-067

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

F 31. Caddo 07-068

Ms. Dupuy made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

F 32. Caddo 07-069

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

F 33. Caddo 07-070

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

F 34. Calcasieu 03-029

Dr. Green made a motion to award \$270.00 for MENTAL HEALTH, \$9,130.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 35. Calcasieu 07-035

Ms. Polak made a motion to award \$60.00 for MENTAL HEALTH. Ms. Dupuy seconded

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the motion and the motion passed unanimously.

F 36. Calcasieu 07-045

Ms. Polak made a motion to award \$632.83 for WAGE. Ms. Thibodeaux seconded the motion and the motion passed unanimously. The board agreed to waive the one year deadline for applying for reparations.

F 37. Calcasieu 07-046

Dr. Green made a motion to defer ruling awaiting results from tests as to whether drugs were present in victim's system. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 38. Calcasieu 07-047

Ms. Polak made a motion to award \$664.30 for MEDICAL, \$600.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 39. Calcasieu 07-048

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

F 40. Calcasieu 07-049

Ms. Polak made a motion to award \$5,680.00 for WAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

F 41. Calcasieu 07-050

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

F 42. Calcasieu 07-051

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

F 43. Calcasieu 07-052

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

F 44. Calcasieu 07-054

Dr. Green made a motion to award \$60.00 for MENTAL HEALTH. Mr. Hardin seconded the motion and the motion passed unanimously.

F 45. Calcasieu 07-055

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

F 46. Calcasieu 07-056

Ms. Polak made a motion to award \$4,051.25 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 47. Calcasieu 07-057

Ms. Polak made a motion to award \$4,500.00 for FUNERAL. Ms. Thibodeaux seconded

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the motion and the motion passed unanimously.

F 48. Concordia 07-013

Mr. Hardin made a motion to award \$3,577.69 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 49. Desoto 07-002

Mr. Hardin made a motion to award \$331.40 for WAGE, \$210.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 50. East Baton Rouge 06-080

Mr. Hardin made a motion to award \$120.00 for MENTAL HEALTH, \$24.60 for MEDICAL MILEAGE and to request an updated mental health treatment plan as of 8/1/07. Ms. Dupuy seconded the motion and the motion passed unanimously.

F 51. East Baton Rouge 07-022

Mr. Hardin made a motion to award \$84.00 for MENTAL HEALTH, \$1,822.25 for MEDICAL. Dr. Green seconded the motion and the motion passed unanimously.

F 52. East Baton Rouge 07-034

Mr. Hardin made a motion to award \$4,000.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 53. East Baton Rouge 07-035

Mr. Hardin made a motion to award \$4,000.00 for FUNERAL. Ms. Dupuy seconded the motion and the motion passed unanimously.

F 54. East Baton Rouge 07-043

Mr. Hardin made a motion to award \$150.00 for MEDICAL, \$79.20 for MEDICAL MILEAGE. Mr. Benoit seconded the motion and the motion passed 8 to 0 with 1 abstention.

F 55. East Baton Rouge 07-051

Mr. Hardin made a motion to award \$921.14 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Benoit seconded the motion and the motion passed unanimously.

F 56. East Baton Rouge 07-053

Mr. Hardin made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 57. East Baton Rouge 07-060

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

F 58. East Baton Rouge 07-061

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

F 59. East Baton Rouge 07-062

Mr. Hardin made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim

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contribution / illegal activity). Mr. Benoit seconded the motion and the motion passed unanimously.

F 60. Iberia 07-017

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

F 61. Jefferson 07-026

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 62. Lafayette 07-023

Ms. Thibodeaux made a motion to award \$978.88 for WAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

F 63. Lafayette 07-030

Mr. Benoit made a motion to award \$2,141.89 for MEDICAL, \$201.60 for WAGE. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 64. Lafourche 04-036

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

F 65. Lafourche 05-066

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

F 66. Lafourche 05-067

Ms. Thibodeaux made a motion to award \$240.00 for MENTAL HEALTH. Dr. Green seconded the motion and the motion passed unanimously.

F 67. Lafourche 05-083

Ms. Polak made a motion to award \$480.00 for MENTAL HEALTH, \$246.24 for MEDICAL MILEAGE and to request an updated mental health treatment plan as of 10/18/07. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 68. Lafourche 05-084

Ms. Thibodeaux made a motion to award \$300.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 10/18/07. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 69. Lafourche 05-085

Ms. Thibodeaux made a motion to award \$480.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 10/18/07. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 70. Lafourche 06-021

Mr. Hardin made a motion to award \$420.00 for MENTAL HEALTH, \$192.00 for MEDICAL MILEAGE and to request an updated mental health treatment plan as of 12/25/07. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

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F 71. Lafourche 06-022

Ms. Thibodeaux made a motion to award \$360.00 for MENTAL HEALTH, \$84.48 for MEDICAL MILEAGE. Dr. Green seconded the motion and the motion passed unanimously.

F 72. Lafourche 06-034

Mr. Benoit made a motion to award \$1,020.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 11/9/07. Mr. Hardin seconded the motion and the motion passed unanimously.

F 72. Lafourche 06-034

Ms. Thibodeaux made a motion to award \$780.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 10/18/07. Dr. Green seconded the motion and the motion passed unanimously.

F 73. Lafourche 07-021

Ms. Thibodeaux made a motion to award \$360.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 10/26/07. Ms. Polak seconded the motion and the motion passed unanimously.

F 74. Lafourche 07-032

Ms. Thibodeaux made a motion to award \$6,720.00 for WAGE, \$1,192.95 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Dupuy seconded the motion and the motion passed unanimously.

F 75. Lafourche 07-047

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

F 76. Lafourche 07-048

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

F 77. Lafourche 07-049

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

F 78. Lafourche 07-050

Ms. Thibodeaux made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

F 79. Lafourche 07-051

Ms. Thibodeaux made a motion to award \$56.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 80. Lafourche 07-052

Dr. Green made a motion to approve the eligibility of this claimant. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 81. Lincoln 03-001

Ms. Polak made a motion to deny the claimant's request to increase the eligibility of this

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case because of the lack of proper documentation to prove total and permanent disability. Mr. Benoit seconded the motion and the motion passed unanimously.

F 82. Natchitoches 06-007

Mr. Hardin made a motion to award \$2,575.06 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 83. Natchitoches 07-005

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

F 84. Natchitoches 07-006

Mr. Benoit made a motion to award \$9,400.00 for MEDICAL, \$600.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 85. Orleans 06-054

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 86. Orleans 06-063

Dr. Green made a motion to award \$300.00 for AMBULANCE TRANSPORT (MEDICAL), \$180.00 for MEDICAL. Ms. DeLaup seconded the motion and the motion passed unanimously.

F 87. Orleans 06-090

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 88. Orleans 07-061

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Ms. Montgomery seconded the motion and the motion passed unanimously.

F 89. Orleans 07-078

Dr. Green made a motion to award \$4,416.00 for WAGE. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 90. Ouachita 07-014

Ms. DeLaup made a motion to award \$3,832.61 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 91. Ouachita 07-015

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

F 92. Pointe Coupee 07-006

Dr. Green made a motion to award \$100.00 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F 93. Pointe Coupee 07-007

Mr. Hardin made a motion to approve the eligibility of this claimant. Dr. Green seconded

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the motion and the motion passed unanimously.

F 94. Richland 05-007

Ms. Polak made a motion to award \$112.00 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F 95. Sabine 07-008

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

F 96. Sabine 07-011

Mr. Hardin made a motion to award \$7,688.90 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Polak seconded the motion and the motion passed unanimously.

F 97. St. Bernard 07-003

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

F 98. St. Charles 07-005

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

F 99. St. John The Baptist 07-005

Ms. Thibodeaux made a motion to award \$2,012.50 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Dupuy seconded the motion and the motion passed unanimously.

F100. St. Landry 07-015

Mr. Benoit made a motion to award \$4,603.44 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F101. St. Martin 02-026

Mr. Benoit made a motion to award \$705.00 for MENTAL HEALTH, \$31.72 for MEDICAL MILEAGE. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F102. St. Martin 06-025

Mr. Benoit made a motion to award \$980.69 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F103. St. Martin 07-003

Mr. Hardin made a motion to award \$100.00 for MENTAL HEALTH, \$100.00 for MEDICAL. Dr. Green seconded the motion and the motion passed unanimously.

F104. St. Martin 07-007

Mr. Benoit made a motion to award \$3,493.08 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F105. St. Martin 07-018

Dr. Green made a motion to award \$513.14 for MEDICAL. Ms. Dupuy seconded the

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motion and the motion passed unanimously.

F106. St. Martin 07-026

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

F107. St. Mary 07-007

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

F108. St. Mary 07-008

Ms. Thibodeaux made a motion to award \$367.17 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F109. Tangipahoa 07-010

Ms. DeLaup made a motion to award \$299.89 for MEDICAL, \$1,418.94 for MEDICAL MILEAGE. Mr. Hardin seconded the motion and the motion passed unanimously.

F110. Tangipahoa 07-021

Mr. Hardin made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

F111. Union 07-004

Ms. Dupuy made a motion to award \$819.84 for WAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

F112. Union 07-013

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

F113. Vermilion 04-006

Mr. Hardin made a motion to award \$1,950.00 for MENTAL HEALTH. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

F114. Vermilion 04-010

Dr. Green made a motion to award \$1,350.00 for MENTAL HEALTH. Ms. Dupuy seconded the motion and the motion passed unanimously.

F115. Vermilion 07-003

Mr. Hardin made a motion to award \$2,450.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

F116. West Baton Rouge 06-008

Dr. Green made a motion to award \$3,386.55 for WAGE and to close the case. Mr. Hardin seconded the motion and the motion passed unanimously.

F117. West Baton Rouge 07-009

Mr. Hardin made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

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F118. West Baton Rouge 07-011

Mr. Hardin made a motion to award \$4,000.00 for FUNERAL. Dr. Green seconded the motion and the motion passed unanimously.

F119. West Feliciana 07-005

Mr. Hardin made a motion to award \$10,000.00 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

VII. OTHER BUSINESS

Attorney for IBER06-021 is requesting a reduction in the amount owed the CVR Fund. Dr. Green made a motion to deny this request. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

Mr. Garris made a motion to adjourn the meeting. Dr. Green seconded the motion. Mr. Davis adjourned the meeting at 11:20 a.m.