

**MINUTES OF
MISSISSIPPI TORT CLAIMS BOARD
THURSDAY, JANUARY 13, 2022**

The Mississippi Tort Claims Board (Board) meeting was held at 1:30 p.m. in Room 138, Woolfolk State Office Building; 501 North West Street; Jackson, Mississippi.

The following members were present, constituting a quorum:

Buffington, Phillip; Chairman
Kelsey, Christina; Representing Commissioner Mike Chaney, MS Insurance Department
McRae, David; Treasurer, MS State Treasury
Tindell, Sean; Commissioner, MS Department of Public Safety
Turner, Kim; Representing Attorney General Lynn Fitch
Welch, Liz; Executive Director, MS Department of Finance & Administration

Also present were:

Burkhalter, Chris; The Burkhalter Group
Donaldson, Bruce; Tort Claims Board
Kelly, Trina; Tort Claims Board
Logan, Jim; Tort Claims Board
Milner, Steve; Tort Claims Board
Purdie, Alan; Defense Attorney
Rayburn, Amanda; Tort Claims Board
Smith, Dan; Attorney General's Office
Wells, Lisa; Cannon Cochran Management Services Inc.
Wilson, Jeff; Trinity Capital

Mr. Donaldson welcomed and presented to the Board our new appointed Chairman, Phillip Buffington. Also, Mr. Donaldson wanted to thank Mr. Steve Edds for his service as former Chairman along with the knowledge and great asset he was to the Board.

The Chairman called the meeting to order.

Motion was made by Mrs. Welch to approve the minutes of the November 10, 2021 meeting. Ms. Kelsey seconded the motion, which passed unanimously.

There was no Old Business.

In New Business, Mr. Donaldson gave a handout on the 2022 Legislative Summary concerning four House Bills. He provided the information and explained House Bill 9; House Bill 24; House Bill 172 and House Bill 229. The deadline for filing these Bills is January 17, 2022. The Chairman asked if there are any questions, and there were none.

Mr. Logan presented the financial report. Page one is cash flow of funds for November and December. The assessments received is \$3.8 million, overall assessment level of \$4.3 and we have about \$500,000 left to collect. We give agencies the option of paying half in the first allotment and half in the second. Out of those, we have nine partial payments that we still need to get the second allotment. The only agency that has not paid anything yet is Department of Wildlife, Fisheries and Parks, which is half of what the difference is on that. Mr. Logan said letters will be going out to remind them and we will get that caught up. The total expenses is \$1.6 million, total funds is just over \$20 million and it shows the breakdown between cash, treasury and investments and then what we have in the Trustmark accounts. If you take the \$20 million less reserves of \$8.3 million, leaves unencumbered funds available \$11.7 million. The bottom shows the breakdown of claims paid and reserves. The second page shows the budget comparison report of expenses. Overall expenditures for first half of the year are at 20%. Chairman asked if any questions, and there were none.

Mr. Wilson presented the executive summary of the portfolio to the Board. The portfolio at the end of December 2021 finally had a current yield of 80 basis points which is up from 60 in October. The second page shows how back in November we had some floating rate investments we used that were generating lower income than index. We used them to maintain the market value of our portfolio. About half of those came due and we reinvest that funds anywhere from one and a quarter to one and a half. We still have almost \$5 to \$5.5 million dollars in floating rate investments, about 40% of the portfolio. We have chosen not to liquidate those quite yet. We will wait and see how many times we see the Fed act in the next year. It is our belief that you will see two to three to four increases in short term interest rates and when those are finished we will take a position of liquidating some of the short term floaters. We have \$1.3 million in treasury and almost \$1 million of that is in TIPS funds. We bought TIPS this time last year which are the inflation sensitive bonds. Every time the government reports an uptick or a down tick in inflation the value of our bonds are increased or decreased. As we have anticipated we have seen an increase of about 7% in the value of our bonds just by holding them. We have seen an increase from 1.2 to 1.3 based on inflation. We will hold on to them through the summer and take another reading. Chairman asked if there were any questions, and there were none.

Mr. Milner provided the members a report of his Loss Control activities since our last meeting. He informed the Board that the Fairgrounds did submit a written corrected plan of action pursuant to our original request on November 10, 2021. Mr. Milner completed sixteen ride a longs with new state troopers. Troop C Jackson, Troop M Brookhaven, Troop J Hattiesburg then Troop H Meridian. Chairman asked if any questions, and there were none.

Mr. Donaldson presented two attorneys for inclusion in the approved Attorney Register. Attorney Davis House and Attorney Thomas Wright both at Anderson Crawley & Burke, PLLC of Ridgeland, Mississippi. They both meet the eligibility requirements of the Board and staff recommends approval. Mr. McRae made a motion to approve and Ms. Kelsey seconded. The motion passed unanimously.

Mr. Donaldson presented a list of 34 political subdivisions with the recommendation of the Board approval for renewal of Certificates of Coverage. We have reviewed their submission and they are all in compliance with the statute requirements. Ms. Kelsey made a motion to approve and Mrs. Welch seconded. The motion passed unanimously.

Mrs. Rayburn presented a case with the Mississippi Department of Transportation and Timothy Mixon that occurred in 2009. Settlement has been agreed upon by plaintiff and Tort Claims Board staff following mediation subject to Tort Claims Board authority. Mr. Tindell made a motion to approve the settlement and Ms. Turner seconded. The motion passed unanimously.

The Chairman asked for a motion to go into executive session. Mrs. Welch made a motion and Mr. McRae seconded. The motion passed unanimously. The Chairman then asked for a Board member to motion an executive session for the purpose of discussing litigation. Mrs. Welch made the motion and Ms. Turner seconded. The motion passed unanimously.

After the discussion involving the litigation for the City of Jackson water contamination, the Chairman asked for a motion to come out of executive session. Mrs. Welch made the motion and Ms. Kelsey seconded. The motion passed unanimously. The Chairman asked a Board member for the announcement and Mrs. Welch made the announcement that the meeting is re-opened.

There being no further business to come before the Board, the Chairman asked for a Board member to motion the meeting be adjourn. Mrs. Welch made the motion and Ms. Kelsey seconded the motion, which passed by unanimous vote. The meeting was adjourned.



PHILLIP BUFFINGTON, CHAIRMAN



MIKE CHANEY, BOARD MEMBER



LYNN FITCH, BOARD MEMBER



DAVID MCRAE, BOARD MEMBER

Deetta I. Griffin for Sean Tindell
SEAN TINDELL, BOARD MEMBER

Liz Welch
LIZ WELCH, BOARD MEMBER

CHRIS WELLS, BOARD MEMBER

Mississippi Tort Claims Board
January 13, 2022 - 1:30pm
Conference Center North, Room 138
First Floor, Woolfolk Building
Jackson, Mississippi

ATTENDANCE LIST

<u>NAME</u>	<u>DEPARTMENT/COMPANY</u>
Bruce Donaldson	Tort
Trina Kelly	Tort
Jim Logan	Tort
Steve Milner	Tort
Christina Kelsey	Insurance Comen
Liz Welch	DFA
Doug	AG
Kim Turner	AG
Amanda Rayburn	Tort
Alan Purdie	AG Attorney
Dan Smith	AG
Jeff Wilson	Trinity
Chris Burkhalter	Burkhalter Group
Phillip Buffington	Chairman
David McRae	Treasurer
Sean Tindell	DPS
Lisa Wells	CCMSI

Mississippi Tort Claims Board
Wednesday, January 13, 2022 – 1:30 P.M.

AGENDA

Introduction Welcome for our New Chairman C. Phillip Buffington, Jr.
Resignation of Chairman Steve Edds

- I.** Approval of Minutes
 - A. November 10, 2021
- II.** Old Business
- III.** New Business
 - A. Legislative Update 2022
- IV.** Financial Reports
 - A. Financial Report – Jim Logan
 - B. Investment Report – Jeff Wilson
- V.** Loss Control – Steve Milner
- VI.** Attorney General’s Report – Bruce Donaldson
- VII.** Certificates of Coverage – Bruce Donaldson
- VIII.** Claims Report – Amanda Rayburn
 - A. Timothy Mixon vs. Mississippi Department of Transportation
 - B. City of Jackson Water Contamination (Executive Session)
- IX.** Adjournment

BUTLER | SNOW

December 10, 2021

Email & Hand Deliver

The Honorable Tate Reeves
Governor of Mississippi
550 High Street
Sillers Building, 19th Floor
Jackson, MS 39201

RE: Mississippi Tort Claims Board

Dear Governor Reeves:

It is with deep regret that I write to inform you of my resignation as Chairman of the Mississippi Tort Claims Board effective as of this date. Our Firm's General Counsel has advised me that my continued service in this role may result in the potential for conflicts of interest in the future for our Firm.

I appreciate the opportunity you gave me and have greatly enjoyed my service. The Board is made up of a group of outstanding public servants. It has been a true pleasure to work with Le Ann, Bruce and their staff.

Because of the serious nature of matters currently before the Board, I urge you to appoint my successor as soon as possible.

Again, thank you for the confidence you showed in me by appointing me to this position. I will always be available to assist your administration in any way I can.

Sincerely,


Stephen C. Edds

cc: Members of Tort Claims Board – via Email
Mr. Bruce Donaldson – via Email
Mr. Parker Briden – via Email

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Ridgeland, MS 39158-6010

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1020 Highland Colony Parkway
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BUTLER SNOW LLP

**MINUTES OF
MISSISSIPPI TORT CLAIMS BOARD
THURSDAY, NOVEMBER 10, 2021**

The Mississippi Tort Claims Board (Board) meeting was held at 1:30 p.m. in Room 138, Woolfolk State Office Building; 501 North West Street; Jackson, Mississippi.

The following members were present, constituting a quorum:

Chaney, Mike; Insurance Commissioner
Edds, Steve; Chairman
Smith, Denita; Representing Department of Public Safety Commissioner Sean Tindell
Turner, Kim; Representing Attorney General Lynn Fitch
Welch, Liz; Executive Director, Department of Finance & Administration

Also present were:

Buford, David; Institution of Higher Learning
Donaldson, Bruce; Tort Claims Board
Kelly, Trina; Tort Claims Board
Kelsey, Christina; Insurance Commission
Lanford, Mike; Department of Finance & Administration
Logan, Jim; Tort Claims Board
Milner, Steve; Tort Claims Board
Rayburn, Amanda; Tort Claims Board
Smith, Dan; Attorney General's Office
Stephenson, Matthew; The Burkhalter Group
Wells, Lisa; Cannon Cochran Management Services Inc.
Wilson, Jeff; Trinity Capital

The Chairman called the meeting to order.

Motion was made by Ms. Kelsey to approve the minutes of the September 9, 2021 meeting. Mrs. Welch seconded the motion, which passed unanimously.

In Old Business, Mr. Donaldson reminded the Board about the public entities who are self-insured and were out of compliance by not submitting the material as required. Some others submitting only parts of their plan which made it difficult to analyze their self-insurance plan. We have now gotten them back in compliance and this letter is a sample of what we sent to all the public hospitals who are self-insured, medical centers, counties and municipalities. The letter informed them that these are the Board requirements and rules and we expect them to follow the guidelines provided in the letter. The Chairman commended Mr. Donaldson on doing a great job concerning this matter. Commissioner Chaney asked Mr. Donaldson how many entities are out

of compliance, and he said they all are good now. He informed the Board that they are being kept in a diary system now.

In New Business, Mr. Donaldson told the Board that everyone has a yellow sheet in their packet with the 2022 board meeting dates for next year. Mr. Donaldson wanted the Board to know how well the Tort Claims staff has done according to the DFA Internal Audit. He pointed out the highlighted lines on page five of the report that he is very proud of. The external audit was done back in May and we got an excellent report then too. Mr. Donaldson presented the Board a proposed rate increase per hour for the Tort Claims Board defense attorney contracts. The last increase was thirteen years ago on April 10, 2008 for \$135 per hour for general liability and professional liability, \$165 per hour for medical malpractice and nursing home malpractice, and the paralegal rate was \$60 per hour. The staff is proposing increasing the rates to \$170 for general liability and professional liability, \$200 per hour for medical malpractice and nursing home malpractice, and paralegal rate to \$75 per hour which reflects the Mississippi average as of today. The Attorney General Office has reviewed and agree to the amounts presented. Commissioner Chaney made a motion to approve and Mrs. Welch seconded. The motion passed unanimously.

Mr. Logan presented the financial report. Page one cash flow analysis shows assessments received just over \$3 million, out of the assessment total \$4.3 million which we have gotten around 70% so far. Total funds just under \$20 million in the Tort Claims Fund, it shows us how it's broken down between cash and treasury what we have in investments and our TPA. The reserves are at \$7.9 million that leaves unencumbered funds available at \$11,676,000.00 and under that is the details of claims payments and reserves for the year. The second page is budget comparison report. Our budget for the year we have expended right over 15%. Mr. Logan informed the Board that we are doing good at this time.

Mr. Wilson presented the executive summary of the portfolio in the packet to the Board. This summary can be compared to the minutes from our last board meeting and it would be almost the exact same report. The portfolio yield ticked up just under 60 basis points and anticipate they will continue to tick up through the rest of this year and into the first part of next year. The portfolio is down to about half of its securities being floating rate instruments which means they are going up as the market rates go up. Additionally we require the policy to have 10% portfolio in treasuries. We have been fortunate enough to have bought TIPS or inflation sensitive treasuries and those are up about 10 points since we bought those things this year which is what's keeping our market value in line. We anticipate continuing to liquidate floating rates and extending out the curve to achieve a return excess of 1% next fiscal year. The Chairman asked if any questions, Commissioner Chaney inquired if TIPS were acquired on a time certain basis? Mr. Wilson said no, they were bought at auction and every time there is quarterly CPI or PPI report, you get that amount of principle added to your investment. So as long as they stay the same market value at which we bought them, you get just the return of added principle, but in our case we picked up about 7 points of added principle and about 2.5 points in market value 1 point = 1%. So we bought them at an index value of 1 and now the index value is about 105 ½ picking up 5 ½ points.

Mr. Milner provided the members a report of his Loss Control activities since our last meeting. He informed the Board that ride along with new State Troopers has begun. Due to a lack of preventative maintenance and adherence to risk management recommendations relative to parking lots and walking services at the Fair Grounds, there were three triple fall incidents at this year fair. A formal letter with risk management recommendations and request for a written correction action plan has been sent to Fair Grounds management. Mr. Andy Gibson which allows him 30 days to respond.

Mr. Donaldson presented one attorney for inclusion in the approved Attorney Register. The Honorable Kathy Smith at Mayo Mallette, PLLC of Oxford, Mississippi. She meets the eligibility requirements of the Board and staff recommends approval. Commissioner Chaney made a motion to approve and Mrs. Welch seconded. The motion passed unanimously.

Mr. Donaldson presented a list of 59 political subdivisions with the recommendation of the Board approval for renewal of Certificates of Coverage. We have reviewed their submission and they are all in compliance with the statute requirements. Mrs. Welch made a motion to approve and Commissioner Chaney seconded. The motion passed unanimously.

The Chairman made a motion to go into executive session and Commissioner Chaney seconded. The motion passed unanimously. The Chairman then asked for a Board member to motion an executive session for the purpose of discussing litigation. Mrs. Welch made the motion and Ms. Turner seconded. The motion passed unanimously.

After the discussion, the Chairman asked for a motion to go back into open session. Mrs. Welch made the motion and Commissioner Chaney seconded. The motion passed unanimously.

The Chairman asked a Board member for the announcement. Commissioner Chaney made the announcement that the meeting is re-opened. The Chairman informed that the Board had voted to go into executive session for the purpose of considering litigation and now out of executive session. The Chairman ask for a motion to hire Attorney Alan Purdie as counsel for us to investigate circumstances surrounding the litigation and claims that has been filed with us with regards to the Jackson water litigation. Mrs. Welch made the motion and Commissioner Chaney seconded. The motion passed unanimously.

There being no further business to come before the Board, Commissioner Chaney motion for the meeting to adjourn and Ms. Turner seconded the motion, which passed by unanimous vote. The meeting was adjourned.

New Chairman was introduced → Phillip Buffington
STEVE EDDS, CHAIRMAN


MIKE CHANEY, BOARD MEMBER


LYNN FITCH, BOARD MEMBER


DAVID MCRAE, BOARD MEMBER

SEAN TINDELL, BOARD MEMBER


LIZ WELCH, BOARD MEMBER

CHRIS WELLS, BOARD MEMBER

Tort Claims Act Legislation Summary

2022 Legislative Session

Bill No.	Introduced By	Last Action	MTCA Reference	Description	Notes
HB9	Rushing	Introduced and referred to JudB	11-46-9	To provide immunity to law enforcement when the person filing the claim was convicted for resisting arrest.	
HB24	Ladner	Introduced and referred to JudB	11-46-9	To provide an exception for immunity when a governmental entity fails to provide proper law enforcement protection during a violent and disorderly assembly.	
HB172	Bennett	Introduced and referred to JudA	11-46-9	To bring forward 11-46-9 for possible amendment to provide immunity to engineers and architects at the request of an elected official during a state of emergency.	
HB229	Taylor	Introduced and referred to JudB	11-46-1	To remove the limitation for damages when a person is wrongfully convicted or incarcerated as provided under 11-44-7.	

MISSISSIPPI TORT CLAIMS BOARD
Combined Financial Report - Fiscal Year 2022
Fund 3308100000

-----CASH FLOW ANALYSIS-----

	November	December	Year-To-Date
REVENUE:			
Assessments Received	46,205.05	738,035.60	3,847,823.25
Interest	1,605.74	1,610.89	10,116.36
Investment Interest	4,032.78	5,624.10	32,516.85
Transfer In Funds	0.00	0.00	500,000.00
Total Revenue	\$ 51,843.57	\$ 745,270.59	\$ 4,390,456.46
EXPENSES:			
Claim Losses - TCB and TPA	56,214.81	44,210.87	428,257.82
Legal Expenses - TCB and TPA	63,454.72	34,534.54	231,122.16
Other Expenses - TCB and TPA	364.00	615.00	3,552.30
Administrative Expenses Paid	112,323.57	50,355.47	453,268.19
Transfer of Funds - Out	0.00	0.00	500,000.00
Total Expenses	\$ 232,357.10	\$ 129,715.88	\$ 1,616,200.47
FUNDS ON HAND:			
Beginning Balance	\$ 19,576,423.25	\$ 19,395,909.72	
Revenue	51,843.57	745,270.59	
Expenses	(232,357.10)	(129,715.88)	
Adjustments (LAPSE PERIOD)	0.00	0.00	
Total Funds	\$ 19,395,909.72	\$ 20,011,464.43	
Cash in Treasury	\$ 6,293,162.32	\$ 6,935,235.62	
Investment in Treasury	\$ 12,819,036.88	\$ 12,824,666.53	
TPA Trustmark Bank Balance	283,710.52	251,562.28	
Total Funds By Account	\$ 19,395,909.72	\$ 20,011,464.43	
Less Reserves	\$ 8,293,780.04	\$ 8,307,764.92	
Unencumbered Funds Available	\$ 11,102,129.68	\$ 11,703,699.51	

-----CLAIMS/RESERVES DETAIL (Year-To-Date)-----

	Tort Board	Mgt. Services	TOTAL
Claims - Payments	\$ 95,409.26	\$ 332,848.56	\$ 428,257.82
Claims - Legal Expenses	228,879.62	2,242.54	231,122.16
Claims - Other Expenses	210.00	3,342.30	3,552.30
Total Paid Out to Date	\$ 324,498.88	\$ 338,433.40	\$ 662,932.28
OUTSTANDING RESERVES	1,035,964.31	7,271,800.61	8,307,764.92
Total Claims & Reserves	\$ 1,360,463.19	\$ 7,610,234.01	8,970,697.20
Number of Claims Created	443	173	616
Number of Claims Paid	155	61	216
Total Open Claims	959	310	1,269
AVG. CLAIM \$ / # CLAIMS PAID	\$615.54	\$5,456.53	\$ 1,982.68
AVG. RESERVE / OPEN CLAIMS	\$1,080.25	\$23,457.42	\$ 6,546.70

NOTE: Information represents combined operations for Treasury Fund 3081 and the Trustmark account (utilized by CCMSI).

MISSISSIPPI TORT CLAIMS BOARD

Budget Comparison Report

Treasury Fund 3308100000

Fiscal Year 2022

Expenses:	Total Budget	November 2021	December 2021	Year To Date Expenditures	Ending Balance	Percent Expended
A1-Salaries	\$ 611,647.00	\$ 48,784.33	\$ 48,963.45	\$ 293,765.03	\$ 317,881.97	48.03%
A2-Travel	4,000.00	0.00	0.00	2,009.93	1,990.07	50.25%
B-Contractual	1,634,410.00	124,473.32	35,859.77	384,208.24	1,250,201.76	23.51%
C-Commodities	7,000.00	273.95	167.54	2,347.56	4,652.44	33.54%
D2-Capital Outlay	2,000.00	0.00	0.00	0.00	2,000.00	0.00%
E-Subsidies	4,300,000.00	6,078.23	12,561.84	595,409.26	3,704,590.74	13.85%
SUBTOTAL	<u>\$ 6,559,057.00</u>	<u>\$ 179,609.83</u>	<u>\$ 97,552.60</u>	<u>\$ 1,277,740.02</u>	<u>\$ 5,281,316.98</u>	<u>19.48%</u>
TPA Expended		<u>52,747.27</u>	<u>32,163.28</u>	<u>338,460.45</u>		
TOTAL Expended		<u>\$ 232,357.10</u>	<u>\$ 129,715.88</u>	<u>\$ 1,616,200.47</u>		

TRINITY

TRINITY CAPITAL INVESTORS

January 3, 2022

Mr. Bruce Donaldson
Mississippi Tort Claims Board
P O Box 267
Jackson, MS 39205-0267

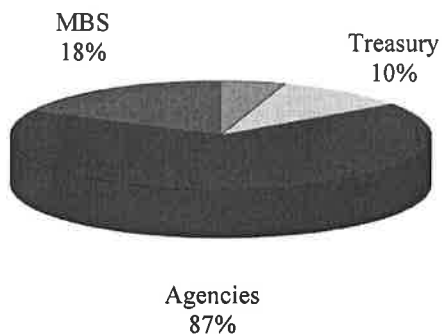
Re: December 2021 Portfolio Highlights

Total Portfolio	Book Value	\$12,855,467
	Market Value	\$12,838,475
YTD 2021 Internal Rate of Return		0.60%
Current Portfolio Book Yield		0.82%
Market Yield		0.85%
Weighted Average Life		Approximately 2 ½ years
YTD 2021 Earnings		54,636
Accrued Interest		13,832

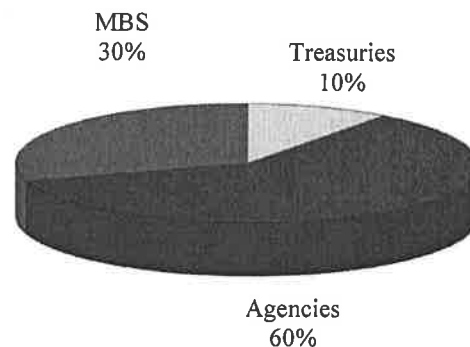
Portfolio Composition
December 2021

Security Type	Current 12/31/2021	Current Mix	Goal 6/30/2022	Goal Mix
Cash/ Liquidity	631	5%	0	0%
US Treasury	1,297	10%	1,280	10%
Agencies	8,570	67%	7,680	60%
Bullet Maturities	0	0%	3,840	50%
Callables	4,770	56%	3,840	50%
Floater	3,800	44%	0	0%
MBS	2,266	18%	3,840	30%
Floater	1,407	62%	1,920	50%
CMO	859	38%	1,920	50%
Pass Through	0	0%	0	0%
Municipals	0	0%	0	0%
Taxable		0%	0	100%
Tax Free		0%	0	0%
TOTAL	12,764	100%	12,800	100%

**Security by Type
(Actual)**



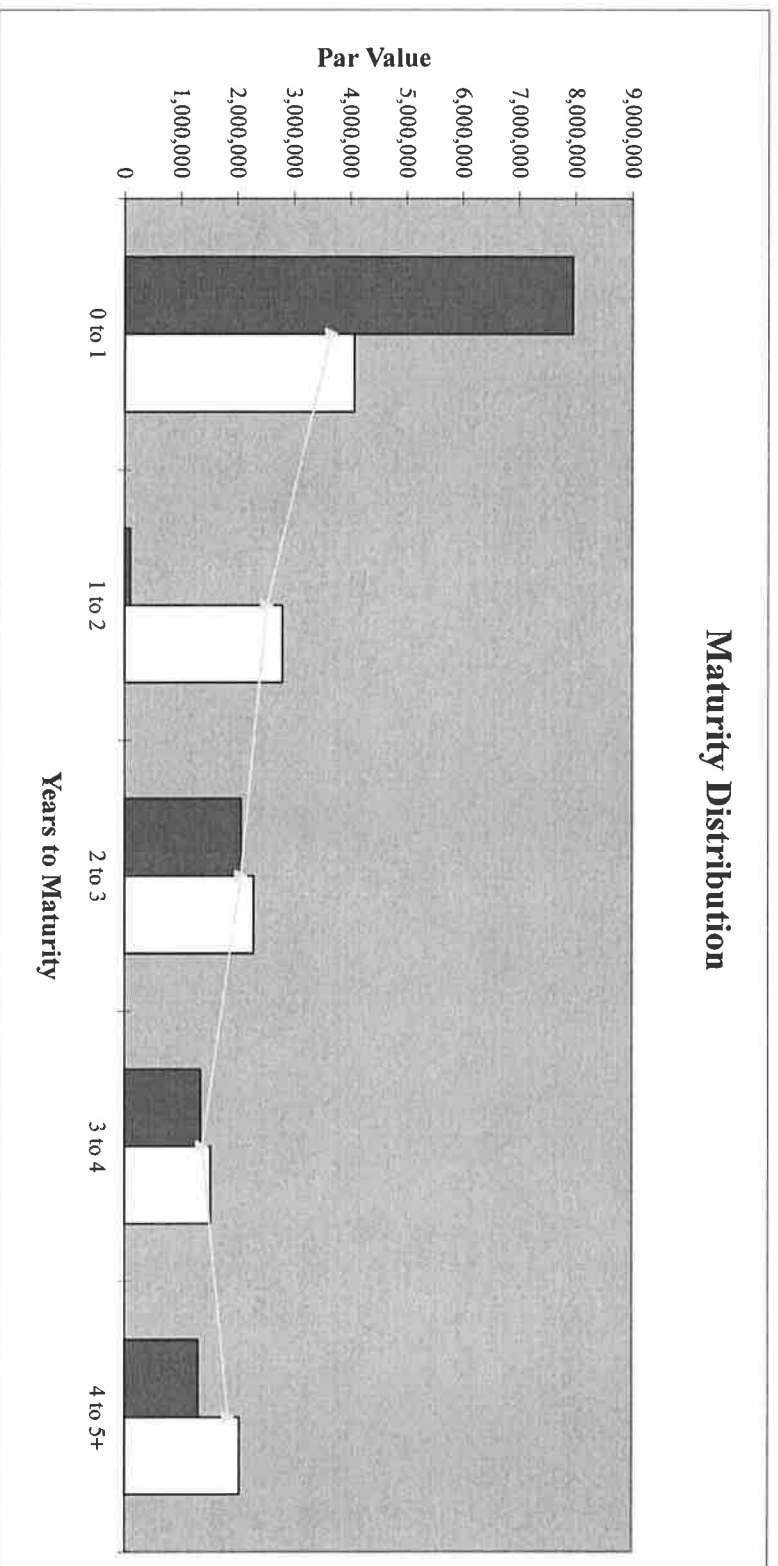
**Security by Type
(Goal)**



Maturity Distribution December 2021

Years to Maturity	0 to 1	1 to 2	2 to 3	3 to 4	4 to 5+	TOTAL	WAL
Actual Par Value	7,950,778	101,995	2,064,239	1,349,858	1,296,883	12,763,753	1.61
Target Value June '2020	4,064,000	2,794,000	2,286,000	1,524,000	2,032,000	12,700,000	2.16
Claims & IBNR a/o June '20	3,662,080	2,517,680	2,059,920	1,373,280	1,831,040	11,444,000	2.16

Maturity Distribution





STATE OF MISSISSIPPI
GOVERNOR TATE REEVES

MISSISSIPPI TORT CLAIMS BOARD
C. PHILLIP BUFFINGTON, CHAIRMAN

MIKE CHANEY, Commissioner
Insurance Department
LYNN FITCH, Attorney General
Office of Attorney General
DAVID McRAE, Treasurer
Department of Treasury

SEAN TINDELL, Commissioner
Department of Public Safety
LIZ WELCH, Executive Director
Department of Finance and Administration
CHRIS WELLS, Executive Director
Department of Environmental Quality

MEMORANDUM

TO: Mississippi Tort Claims Board
FROM: Steve Milner
DATE: January 13, 2022
RE: Loss Control Report

Since the last Board Meeting, loss control services for the Tort Claims Board include:

- 16 Ride A Longs (New State Troopers)
- 11 State Property/Leased Property Inspections
- 2 Defensive Driving Classes
- 3 Risk Management Consultations
- 1 State Trooper Injury Investigation
- 4 Accident Investigations



STATE OF MISSISSIPPI
GOVERNOR TATE REEVES

MISSISSIPPI TORT CLAIMS BOARD
C. PHILLIP BUFFINGTON, CHAIRMAN

MIKE CHANEY, Commissioner
Insurance Department
LYNN FITCH, Attorney General
Office of Attorney General
DAVID McRAE, Treasurer
Department of Treasury

SEAN TINDELL, Commissioner
Department of Public Safety
LIZ WELCH, Executive Director
Department of Finance and Administration
CHRIS WELLS, Executive Director
Department of Environmental Quality

MEMORANDUM

TO: Mississippi Tort Claims Board
FROM: Bruce Donaldson
DATE: January 13, 2022
RE: Additions to Defense Attorney List

RECOMMENDATION: Staff recommends approval of (2) attorneys for inclusion on Defense Attorney List

Honorable R. Davis House
Anderson, Crawley & Burke, PLLC
Ridgeland, Mississippi 39158

Honorable Thomas Wright
Anderson, Crawley & Burke, PLLC
Ridgeland, Mississippi 39158

Anderson Crawley & Burke, PLLC
Attorneys and Counselors

R. Davis House, Attorney

Direct: (601) 499-0366

DHouse@ACBLaw.com

216 Draperton Court • Ridgeland, MS 39157
P.O. Box 2540 • Ridgeland, MS 39158-2540
Facsimile (601) 707-8801

January 7, 2022

Mississippi Tort Claims Board
501 North West Street, Suite 1301-C
Jackson, Mississippi 39201

RE: Request for Addition to Tort Claims Approved Attorney Register

To Whom It May Concern:

Please accept this as my letter of request to be approved for addition to the Tort Claims Approved Attorney Register. Pursuant to the requirements of the Board, I am an attorney in good standing with the Mississippi Bar Association, and have more than five (5) years of experience of relevant practice.

I have spent my entire legal career defending both corporate and individual clients against lawsuits asserting a wide variety of tort claims. My practice has primarily focused on defending tort claims for personal injury, premises liability, and products liability, as well as claims for negligence and defective construction. I believe my addition to the Tort Claims Approved Attorney Register would provide valuable experience and expertise to the defense of matters on behalf of the Board.

I have enclosed my resume for your further consideration; however, please let me know if any further information is needed. Thank you in advance for your attention to this matter.

Sincerely,

ANDERSON CRAWLEY & BURKE, PLLC



R. Davis House

Enclosure

R. Davis House

216 Draperton Court, Ridgeland, Mississippi 39157
(601) 499-0366 | dhhouse@acblaw.com

PROFESSIONAL SUMMARY

The vast majority of my practice has included representing clients in all aspects of civil litigation matters in both state and federal courts. My practice primarily focuses on the areas of tort claim defense such as claims for personal injury, premises liability, and products liability, as well as construction law matters including claims for breach of contract, defective construction, and payment actions. I also have experience in the areas of lien formation, collections litigation, contract interpretation and formation, and professional liability.

BAR ADMISSIONS

Mississippi (2016)
Louisiana (2017)

COURT ADMISSIONS

United States Court of Appeals, Fifth Circuit (2016)
United States District Court, N.D. Miss. (2016)
United States District Court, S.D. Miss. (2016)
United States District Court, E.D. La. (2017)
United States District Court, M.D. La. (2017)
United States District Court, W.D. La. (2017)

EXPERIENCE

Associate Attorney, July 2019 – Present
Anderson, Crawley & Burke, PLLC, Ridgeland, Mississippi

Associate Attorney, August 2016 – June 2019
Biggs, Ingram & Solop, PLLC, Jackson, Mississippi

Intern, June 2015 – July 2015
United States Navy Judge Advocate General's Corps, Defense Service Office
Southeast, Norfolk, Virginia

Judicial Extern to Chief Justice William L. Waller, Jr., January 2015 – May 2015
Mississippi Supreme Court, Jackson, Mississippi

EDUCATION

Mississippi College School of Law, Jackson, MS
Juris Doctor, May 2016,
Articles Editor, Mississippi College Law Review
Recipient, American Board of Trial Advocates (ABOTA) Scholarship

Mississippi State University, Starkville, MS
Bachelor of Science in Psychology, May 2013

MEMBERSHIPS & AFFILIATIONS

Associate, Charles Clark Chapter of the American Inns of Court

The Phoenix Club of Jackson

Mississippi Bar Association

Louisiana Bar Association

Mississippi Defense Lawyers Association

Capital Area Bar Association

Jackson Young Lawyers

VOLUNTEER EXPERIENCE/COMMUNITY SERVICE

Judge, Mississippi High School Mock Trial Competition

Judge, American Mock Trial Association National Tournament

Anderson Crawley & Burke, PLLC
Attorneys and Counselors

Thomas M. Wright, Member

Direct: (601) 707-8759

TWright@ACBLaw.com

216 Draperon Court • Ridgeland, MS 39157
P.O. Box 2540 • Ridgeland, MS 39158
Facsimile (601) 707-8801

January 7, 2022

Mississippi Tort Claims Board
501 North West Street, Suite 1301-C
Jackson, Mississippi 39201

Re: Request for addition to the Tort Claims Approved Attorney Register

To Whom It May Concern:

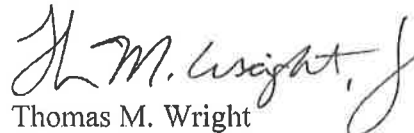
Please accept this as my letter of request to be approved for addition to the Tort Claims Approved Attorney Register. Pursuant to the requirements of the Board, I am an attorney in good standing with the Mississippi Bar Association, and have more than five (5) years of experience in relevant practice.

As an attorney that has spent my legal career defending clients against a wide assortment of actions arising from tort claims, I believe my addition as an approved attorney would provide valuable experience and expertise to the resources available for the defense of matters on behalf of the Board. I have enclosed my resume for your further consideration.

Thanking you in advance for your attention to this matter. With kind regards, I remain

Yours sincerely,

ANDERSON CRAWLEY & BURKE, PLLC


Thomas M. Wright

Enclosure

Thomas M. Wright, Jr.

216 Draper Court, Ridgeland, MS 39157

TWright@ACBLaw.com

(601) 707-8759

SUMMARY

Skilled litigation attorney with a strong focus on representing clients for more than 12 years in a wide variety of legal matters from intake through trial, including those that resulted in verdicts in favor of our clients.

HIGHLIGHTS

- Practice focused on general civil defense litigation, with emphasis in the areas of personal injury, premises liability, products liability, automobile liability, commercial claims, construction defect and liability, tort claims, and workers' compensation. Additional practice areas include wills and estate planning, probate matters, collections litigation, contract formation and interpretation, and cyber and privacy liability.
- Admitted to the State Bar of Mississippi, the State Bar of Tennessee, and the State Bar of Louisiana; the United States District Courts for the Northern and Southern Districts of Mississippi, the Western District of Tennessee; and the United States Court of Appeals for the Fifth Circuit.
- Active in Mississippi Bar Association; Louisiana Bar Association; Jackson Young Lawyers Association; Mississippi Defense Lawyers Association; Defense Research Institute; Claims and Litigation Management Alliance, Your House Counsel, and Mississippi Manufacturers Association.
- Presented on topics that include workers' compensation, document and data retention, cyber security and data privacy, ransomware response, and reservation of rights.

WORK EXPERIENCE

Anderson Crawley & Burke, PLLC,

- *Partner;*
- *Attorney;*

August 2016-Present
August 2009-August 2016

Wilkins, Stephens & Tipton, P.A., *Law Clerk;*

May-July 2008

University of Mississippi Attorney's Office, *Law Clerk;*

May-August 2007

Industrial Assessment Center, Mississippi State University;

August 2003-May 2006

EDUCATION

The University of Mississippi School of Law, *Juris Doctor*

May 2009

**Mississippi State University, *Bachelor of Science*, Industrial Engineering;
Minor, Mathematics; Certificate of Entrepreneurship**

May 2006



STATE OF MISSISSIPPI
GOVERNOR TATE REEVES

MISSISSIPPI TORT CLAIMS BOARD
C. PHILLIP BUFFINGTON, CHAIRMAN

MIKE CHANEY, Commissioner
Insurance Department
LYNN FITCH, Attorney General
Office of Attorney General
DAVID McRAE, Treasurer
Department of Treasury

SEAN TINDELL, Commissioner
Department of Public Safety
LIZ WELCH, Executive Director
Department of Finance and Administration
CHRIS WELLS, Executive Director
Department of Environmental Quality

MEMORANDUM

TO: Mississippi Tort Claims Board
FROM: Bruce Donaldson
DATE: January 13, 2022
RE: Political Subdivisions – Certificates of Coverage

RECOMMENDATION: Staff recommends approval of 34 political subdivisions shown on attached list.

MISSISSIPPI TORT CLAIMS BOARD

Thursday, January 13, 2022

Political Subdivisions Recommended for Renewal of Certificate of Coverage

Benton County Soil and Water Conservation District
Birmingham Ridge Volunteer Fire Department
Calhoun County Soil & Water Conservation District
Cedar Hill Volunteer Fire Department
Central Mississippi Regional Library System
Coahoma County Soil & Water Conservation District
D'Iberville City Clerk
East Covington Volunteer Fire Department
Fulton City Clerk
Greenwood Leflore Hospital
Itawamba Community College
Lafayette County Soil & Water Conservation District
Lauderdale County Soil & Water Conservation District
Lee County Soil & Water Conservation District
Lincoln County Soil & Water Conservation District
Magnolia Regional Health Center
Mississippi Housing Authorities Risk Management, Inc.
Mount Olive Volunteer Fire and Rescue, Inc.
Mt. Pisgah Volunteer Fire Department Inc.
New Albany City Clerk
Noxubee County Soil and Water Conservation District
Oktibbeha County Hospital
Otter Bayou Drainage District
Panola County Soil & Water Conservation District
Pearl River Community College
Post 58 Fire Department
Rankin County Board of Supervisors
Rankin County Fire Services
Smith County Fire Departments
South Sunflower County Hospital
Sunny Hill Volunteer Rural Fire Department
Tallahatchie County Soil & Water Conservation District
Tunica County Board of Supervisors
Wayne County Soil & Water Conservation District

Total 34



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SEAN TINDELL, Commissioner
Department of Public Safety
LIZ WELCH, Executive Director
Department of Finance and Administration
CHRIS WELLS, Executive Director
Department of Environmental Quality

MEMORANDUM

TO: Mississippi Tort Claims Board

FROM: Amanda Rayburn

DATE: January 13, 2022

- A. Timothy Mixon vs. Mississippi Department of Transportation
- B. City of Jackson Water Contamination (Executive Session)