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WRIGHT LINDSEY JENNINGS

200 West Capitol Avenue, Suite 2300 Little Rock, AR 72201-3699 Main 501.371.0808 Fax 501.376.9442 wj.com

T.J. Lawhon
Attorney

Direct: 501.978.9919 | tlawhon@wj.com

**Arkansas
State Claims Commission**

MAY 24 2022

May 24, 2022

VIA HAND DELIVERY

RECEIVED

Ms. Kathryn Irby, Director
Arkansas State Claims Commission
101 East Capitol Ave., Suite 410
Little Rock, Arkansas 72201

Re: Reissuance of stale refund check (warrant no. W2010612336)
Claim No. 221342

Dear Director Irby:

Our law firm represents Nucor Steel Arkansas, a Division of Nucor Corporation, and we received your letter dated May 10, 2022 to Nucor Corporation c/o Julie Burton regarding reissuance of Check No. 2010612336. Enclosed is a signed claim form regarding this matter. I understand that the Claims Commission received the necessary papers for reissuing the stale warrant/check, including the original warrant/check (W2010612336) in the amount of \$392,623.29 payable to Nucor Corporation, on April 2, 2022.

Please reissue the warrant/check to Nucor Corporation and mail to my attention at 200 W. Capitol Ave., Suite 2300, Little Rock, Arkansas 72201.

Thank you for your attention to this matter.

Sincerely,

WRIGHT, LINDSEY & JENNINGS LLP

T.J. Lawhon

Enclosure

ARKANSAS STATE CLAIMS COMMISSION

-Claim Form-

Please note that all sections must be completed, or this form will be returned to you, which will delay the processing of your claim.

1. Claimant's Legal Counsel - (If representing yourself (Pro Se) please check this box and proceed to section 2)

Lawhon
(last name)

Thane
(first name)

tlawhon@wlj.com
(email)

200 W. Capitol Ave., Suite 2300
(address)

Little Rock
(city)

AR
(state)

72201
(zip)

501-978-9919
(primary phone)

Arkansas Bar Number: **2013052**

If not licensed to practice law in Arkansas, please contact the Claims Commission for more information.

2. Claimant(s)

Nucor Corporation

(title/last name/first name or company)

(email)

Post Office Box 30

Armored

AR

72310

870-762-2100

(address)

(city)

(state)

(zip)

(primary phone)

3. State Agency Involved: (must be an Arkansas state agency. The Arkansas Claims Commission has no jurisdiction over county, city, or other municipalities)

Arkansas Department of Finance and Administration-Sales and Use Tax

(state agency involved)

4. Incident Date

4/13/2020

5. Claim Type

Reissuance of Warrant

Please provide a brief explanation of your claim. If additional space is required please attach additional statements to this form.

This claim is being filed for the reissuance of warrant #2010612336 dated 04-13-2020 payable to Nucor Corporation in the amount of \$392,623.29 payable from Dept. of Finance and Administration. This warrant was not presented to the state treasurer for redemption during the legal redemption period.

Warrant or necessary papers for reissuing lost warrant(s)/check(s) is/are attached to and made a part of this complaint.

Completed paperwork for reissuance of this warrant was received in this office on April 2, 2022.

5a. Check here if this claim involves damage to a motor vehicle.

5b. Check here if this claim involves damage to property other than a motor vehicle.

All property damage claims require a copy of your insurance declarations covering the property or motor vehicle at the time of damage.

I did not have insurance covering my property/motor vehicle at the time of damage.


STOP!

The following section **MUST** be completed in the presence of a Notary Public.

The undersigned certifies that to the best of my knowledge, information, and belief, I am authorized by **Nucor Steel Arkansas, a Division of Nucor Corporation** (name of business entity) to file this claim on its behalf. The undersigned also certifies that this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

Thane J. Lawhon

Name of Representative of Business Entity
(must be printed legibly)



Signature of Representative

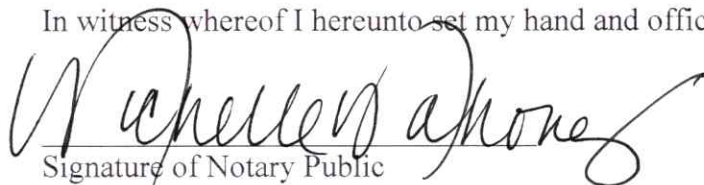
ACKNOWLEDGEMENT

State of Arkansas

County of Pulaski

On this the **24th** day of **May, 2022**, before me, the undersigned notary, personally appeared **Thane J. Lawhon** known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.



Signature of Notary Public

[seal of office]

My Commission Expires: 06-20-24



APR 01 2022

ARKANSAS STATE CLAIMS COMMISSION
Phone #682-1619 – Fax #682-2823
NOTICE OF LOST OUTDATED WARRANT(S)

RECEIVED

Part I

The records of the DFA Agency of Arkansas, Phone # 501-537-5706

Agency Address 1816 W.7TH LITTLE ROCK, AR 72201

Reflect that NUCOR CORPORATION

P.O.BOX 30 Payee/Payees ARMOREL

Payee's Address AR City 72310

State AR Zip Code 72310, was/were issued

State Warrant number 2010612336, dated 04/13/2020

in the amount of \$ 392,623.29, the same being in payment

of Voucher No. _____, Agency No. 630

Appropriation No. 241, Character Code 14

Fund Code MTA, Social Security No. _____, or

if corporation-Federal Tax ID No. [REDACTED]

Also, please furnish your current Business Area 630 Fund Code MTA03 Cost Center

Group 397673 & Fund Center 241

Alex J. Vest
Agency Disbursing Officer's Full Name (please print)

[Signature]
Agency Disbursing Officer's Signature

Part II

STATEMENT OF FORGERY
(FORGED WARRANTS ONLY)

I/We _____, state that:

- _____ 1. I/we received and lost.
- _____ 2. I/we did not receive, endorse nor cash.
- _____ 3. I/we have not authorized another person to sign my/our name(s) to the warrant.
- _____ 4. I/we have no knowledge of the whereabouts of the warrant or of any other Person having received, cashed or endorsed the warrant.
- _____ 5. When this warrant was cashed, the endorsement was a forgery.



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Arkansas
State Claims Commission

APR 02 2022

RECEIVED

March 29, 2022

VIA HAND DELIVERY

Arkansas Department of Finance and Administration
Sales and Use Tax Section
Attn: Tina
Ledbetter Building, Room 1380
1509 W. 7th Street
Little Rock, Arkansas 72201

Re: Reissuance of stale refund check (warrant no. W2010612336)

Dear Tina:

Enclosed is the original refund check (warrant no. W2010612336) in the amount of \$392,623.29 payable to Nucor Corporation. Due to this warrant becoming void after June 30, 2021 the check is stale and the taxpayer requests reissuance.

Please reissue the refund amount to Nucor Corporation and mail to the address on file, which should be P.O. Box 30, Armorel, Arkansas, 72310.

Thank you for your attention to this matter.

Sincerely,

WRIGHT, LINDSEY & JENNINGS LLP

T.J. Lawhon

Enclosure

ARKANSAS STATE CLAIMS COMMISSION
Reissuance of Out-Dated Warrants

Date: 5/10/22

Warrant: 2010612336

Name of Payee: Nucor Corporation

Amount: \$392,623.29

Upon checking with Hunter of AOS/Data Processing Division, I was informed that this warrant was voided, and no duplicate warrant had been issued. We also checked our (Claims Commission) records to verify that there has been no reissuance by this office and there was none.

SJH

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

NUCOR CORPORATION

CLAIMANT

V.

CLAIM NO. 221342

**ARKANSAS DEPARTMENT OF
FINANCE AND ADMINISTRATION**

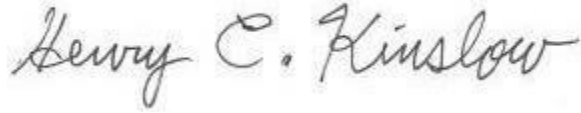
RESPONDENT

ORDER

This claim was filed by Nucor Corporation (the “Claimant”) requesting reissuance of outdated warrant no. 2010612336 (the “Warrant”) in the amount of \$392,623.29 payable from Arkansas Department of Finance and Administration. The Warrant is still outstanding, and no duplicate has been issued.

The Arkansas State Claims Commission (the “Claims Commission”) unanimously allows this claim in the amount of \$392,623.29 and refers this claim to the General Assembly for review and placement on an appropriation bill pursuant to Ark. Code Ann. § 19-10-215(b).

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION

Courtney Baird
Dexter Booth
Henry Kinslow, Co-Chair
Paul Morris, Co-Chair
Sylvester Smith

DATE: May 25, 2022

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).