

ARKANSAS CLAIMS COMMISSION

(501)682-1619
(501)682-2823 FAX



Questions? Send an email to
ascc.new.claims@arkansas.go

101 EAST CAPITOL AVENUE, SUITE 410
LITTLE ROCK, ARKANSAS 72201-3823

CLAIM FORM

- 1. Claimant.** If a claim involves more than one claimant, additional pages may be attached with the other claimant name(s) and contact information.

Gainwell Technologies LLC

(title last name/compan first name (email))

5615 High Point Drive

(address)

Irving TX 75038-

(city) (state) (zip) (primary phone)

- 2. Claimant's Legal Counsel.** An individual claimant may act as his or her own attorney (which is known as proceeding pro se). Please review Ark. Code Ann. § 19-10-222 for information about when a business entity may file a pro se claim. If a claimant is proceeding pro se, this section may be left blank.

(title) (last name) (first name) (email)

(address) AR bar number

(city) (state) (zip) (primary phone)

- 3. State Agency Involved.** The Commission can only receive claims against agencies of the State of Arkansas. Please review the Commission's jurisdictional statutes, including Ark. Code Ann. § 19-10-204 and Ark. Code Ann. § 21-5-701, for more information. This information is required for any claim filed at the Commission.

Arkansas Economic Development Commission

- 4. Incident Date** 3/21/2023

- 5. Location of Incident** _____

- 6. CHECK HERE if this claim involves damage to a motor vehicle.**

- 7. CHECK HERE if this claim involves damage to property other than a motor vehicle.**

8. Explanation of Incident Please provide an explanation of your claim, including why you believe the above-listed state agency is liable for your damages under Arkansas law. You may attach additional pages to this form.

This claim is being filed for the reissuance of warrant # [REDACTED] date 03-21-2023 payable to Gainwell Technologies LLC the amount of \$910,297.00 payable from the Arkansas Economic Development Commission. 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 March 6, 2025.

9. Insurance Coverage. For a claim involving damage to a vehicle or other property, you must submit a copy of your insurance declarations in effect at the time of the incident. This is not the same as an insurance card. You can obtain a copy of your insurance declarations from your insurer or insurance agent. Please review Ark. Code Ann. § 19-10-302 for more information.

****If you did NOT have insurance covering the damaged property or motor vehicle at the time of incident, CHECK HERE**

10. Additional Required Documents for Property Damage Claim

You must submit (1) invoice(s) documenting the repair costs, (2) three estimates for repair, OR (3) an explanation why this documentation cannot be provided.

11. If a state vehicle was involved, please provide the following information

(type of state vehicle involved) (license number) (driver)

12. If your claim involves personal injuries, please CHECK HERE

13. Health insurance coverage. All personal injury claims require a copy of your health insurance information in place at the time of the incident. Please review Ark. Code Ann. § 19-10-302 for more information.

****If you did NOT have health insurance on the date of the incident, CLICK HERE**

14. Amount of Damages, if known: \$910,297.00

IMPORTANT!

A claim filed at the Commission is a lawsuit against a state agency. The Commission is the courthouse for these lawsuits. Please note that Commission staff can answer general questions about the claim process but cannot give legal advice. The Commission rules and a non-exhaustive list of statutes that relate to the Commission can be found on the Commission website (arclaimscommission.arkansas.gov). The Arkansas Rules of Civil Procedure can be found online (arcourts.gov) under "Info Resources."

STOP!

This signature page must be completed in the presence of a Notary Public. Do not sign until you are directed to do so by the Notary Public. If there is more than one claimant involved in this claim, each claimant must complete a separate signature page.

If you are an ARKANSAS-LICENSED ATTORNEY submitting a claim on behalf of your client, there is a different signature page that must be used. Please call (501)682-1619 and ask for an attorney signature page.

If a BUSINESS OR CORPORATE ENTITY is filing a claim without an attorney (and meets the requirements of Ark. Code Ann. § 19-10-222 for doing so), there is a different signature page that must be used. Please call (501)682-1619 and ask for a corporate signature page.

The undersigned certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a non-frivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support of, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

Claimant Signature

ACKNOWLEDGEMENT

State of _____

County of _____

On this the __ day of _____, 20__, before me, the undersigned notary, personally appeared _____ 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.

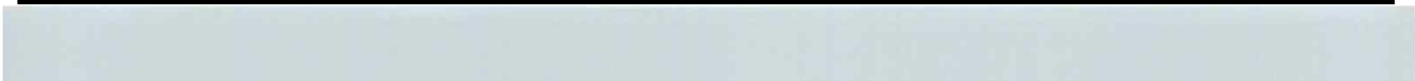
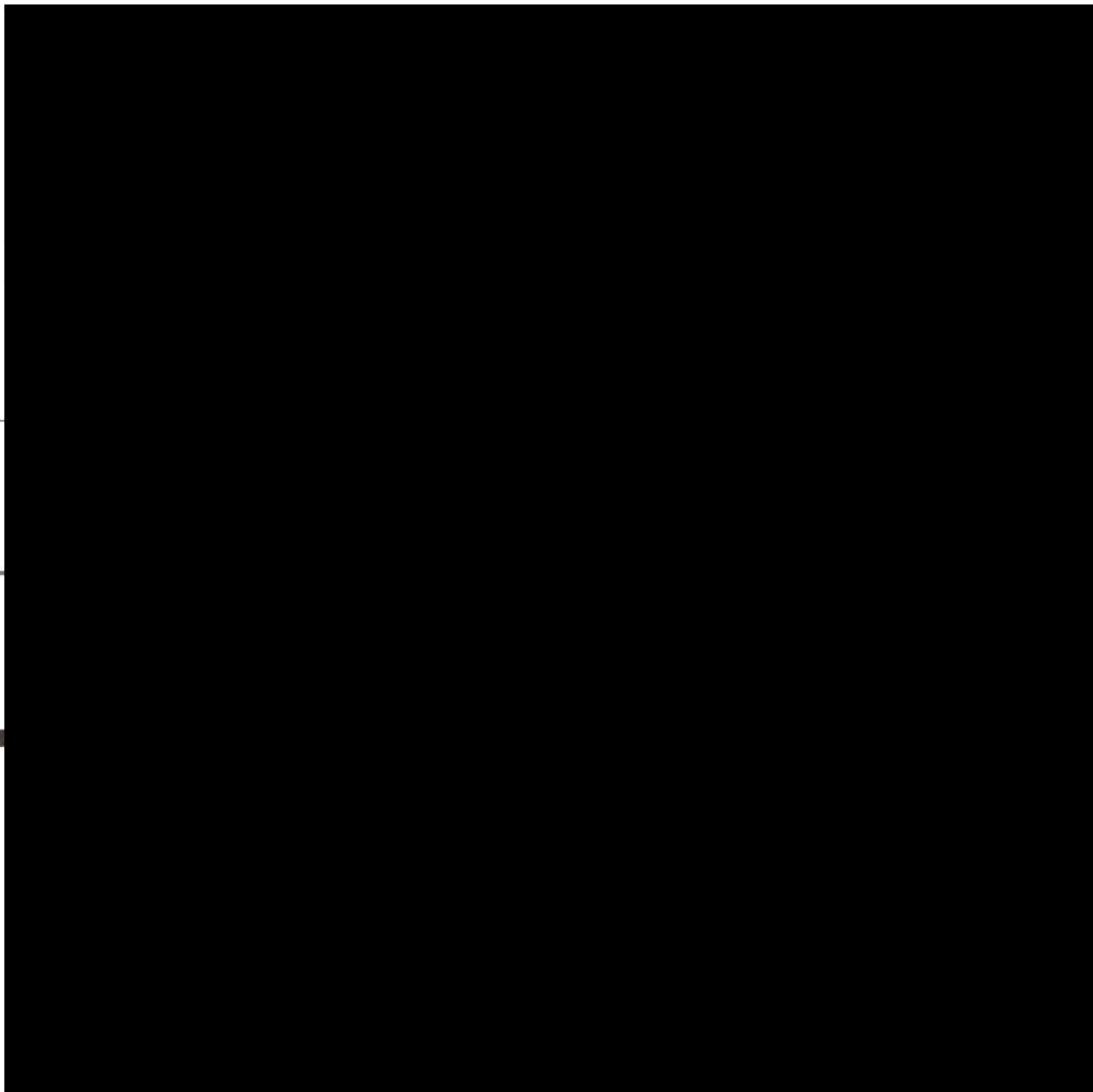
In witness whereof I hereunto set my hand and official seal.

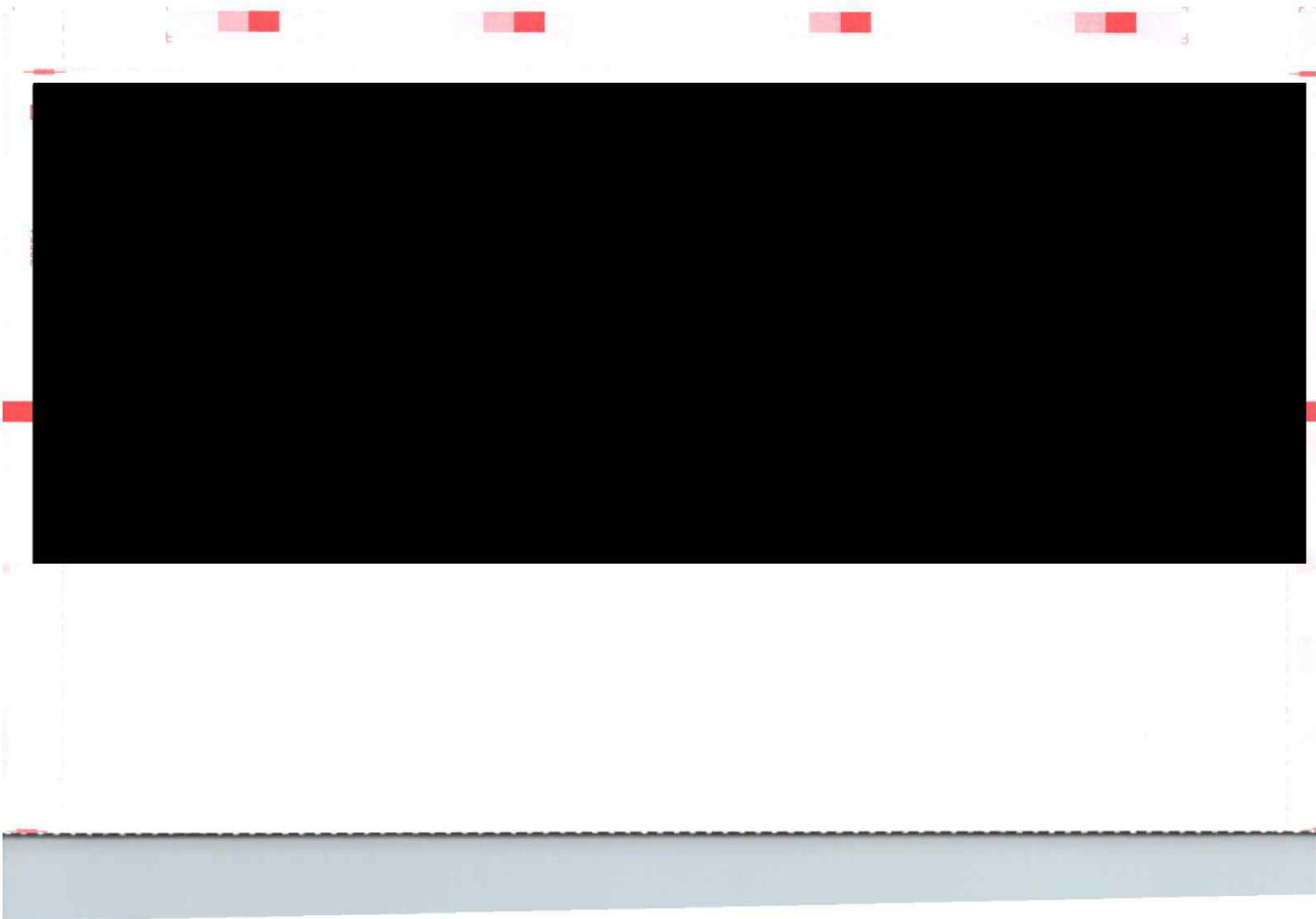
Signature of Notary Public

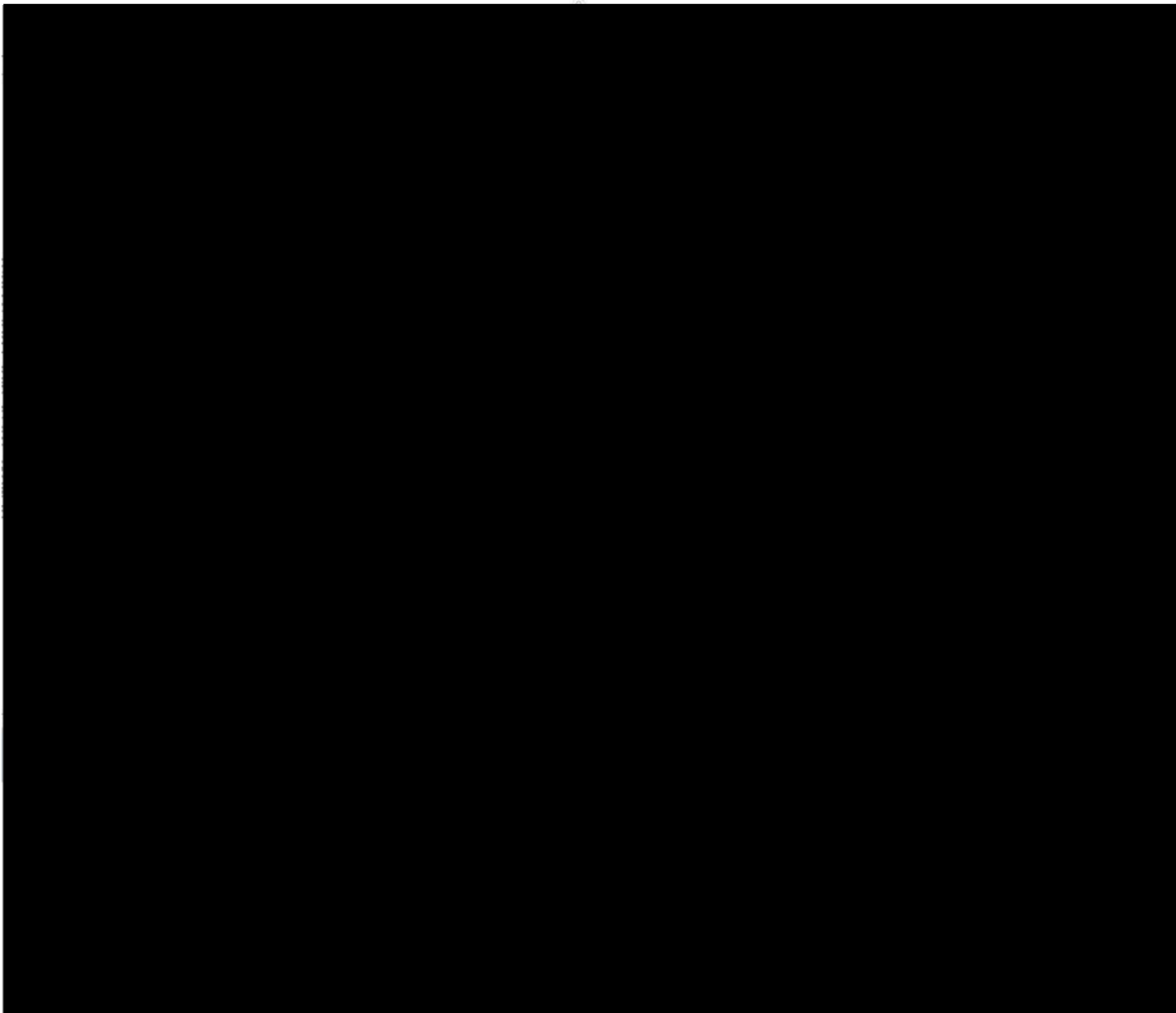
[seal of office]

My Commission Expires: _____









1 Commerce Way Ste 501
Little Rock AR 72202-2087

- Please call 501-682-7836
Keelona Watson when
checks are ready for pick
up.

Arkansas
State Claims Commission

MAR 06 2025

RECEIVED

From: [Andrew Smith](#)
To: [ASCC New Claims](#)
Cc: [Keeona Watson](#); [SaBreana Hyche](#)
Subject: Re: AEDC Check Re-issuance- Drew Smith
Date: Thursday, March 20, 2025 9:52:19 AM
Attachments: [image001.jpg](#)

Thanks so much for the response and keeping us posted here Caitlin!

We appreciate you all and it's been a pleasure working with you on this.

Get [Outlook for iOS](#)

From: ASCC New Claims <ASCC.New.Claims@arkansas.gov>
Sent: Thursday, March 20, 2025 9:35:53 AM
To: Andrew Smith <andrew.smith@arkansasedc.com>
Cc: Keeona Watson <KWatson@ArkansasEDC.com>; SaBreana Hyche <SaBreana.Hyche@arkansas.gov>
Subject: RE: AEDC Check Re-issuance- Drew Smith

Dear Mr. Smith,

I am working on completing reissuances today and tomorrow. I plan to have the documents we discussed created by tomorrow. However, please note that reissuances are a process. Reissuance forms are created, reviewed once by myself, again by SaBreana Hyche, who also approves the forms to send. SaBreana Hyche is out of office today and will return on tomorrow. Per your request, I will email you the forms upon SaBreana's approval.

Contact this office with any questions.

Thank you,
 Caitlin

Caitlin McDaniel
Administrative Specialist II
Arkansas State Claims Commission
 101 East Capitol Avenue, Suite 410
 Little Rock, Arkansas 72201
 (501) 682-1619

From: Andrew Smith <Andrew.Smith@ArkansasEDC.com>
Sent: Wednesday, March 19, 2025 11:29 AM
To: ASCC New Claims <ASCC.New.Claims@arkansas.gov>

Cc: Keeona Watson <KWatson@ArkansasEDC.com>

Subject: FW: AEDC Check Re-issuance- Drew Smith

Morning Caitlin,

Drew Smith with AEDC here again. I just wanted to check in with you to see if there's been any movement on processing those two checks we dropped off several weeks ago.

I apologize in advance for the continued contact. We've been asked to provide a follow-up. Thank you in advance for all your assistance with these!

Thank You,

Drew Smith

AEDC Business Finance Director

[Arkansas Economic Development Commission](#)

o. 501.682.7308 | m. [REDACTED]



From: Andrew Smith

Sent: Tuesday, March 11, 2025 1:48 PM

To: ASCC New Claims <ASCC.New.Claims@arkansas.gov>

Cc: Keeona Watson <KWatson@ArkansasEDC.com>

Subject: AEDC Check Re-issuance- Drew Smith

Afternoon Caitlin,

This is Drew Smith with AEDC, we just spoke on the phone regarding the two checks (\$910,297.00 & \$266,358.00) that we requested to have re-issued last week. If when you process those would you let me know via email here when we can come by and pick those up and we'd be happy to drop by.

Thanks again and it's been a pleasure working with you!

Thank You,

Drew Smith

AEDC Business Finance Director

[Arkansas Economic Development Commission](#)

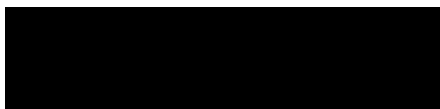
o. 501.682.7308 | m. [REDACTED]



**ARKANSAS STATE CLAIMS COMMISSION
Reissuance of Out-Dated Warrants**

Date: 3/21/2025

Warrant:



Name of Payee: Gainwell Technologies LLC

Amount: \$910,297.00

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.

CM

From: [Andrew Smith](#)
To: [SaBreana Hyche](#); [ASCC New Claims](#)
Cc: [Keeona Watson](#)
Subject: RE: AEDC Check Re-issuance- Drew Smith
Date: Monday, March 24, 2025 9:58:50 AM
Attachments: [image001.jpg](#)

Morning SaBreana,

My apologies. Please see the contact person that we have for Gainwell Technologies as well as the address below that.

Contact:

Beza Yimam

Address:

Gainwell Technologies L.L.C. *Attn: Treasury Dept / AR State Refund*
5615 High Point Drive
Irving, Texas 75038

Hope this helps, please let us know if there's anything else we can do to assist and what next steps are moving forward.

Thank You,

Drew Smith

AEDC Business Finance Director

[Arkansas Economic Development Commission](#)

o. 501.682.7308 | m. [REDACTED]



From: SaBreana Hyche <SaBreana.Hyche@arkansas.gov>

Sent: Monday, March 24, 2025 9:49 AM

To: Andrew Smith <andrew.smith@arkansasedc.com>; ASCC New Claims <ASCC.New.Claims@arkansas.gov>

Cc: Keeona Watson <KWatson@ArkansasEDC.com>

Subject: RE: AEDC Check Re-issuance- Drew Smith

Good morning Andrew,

Per our phone conversation, I am in need of an address for Gainwell from you in order to update the address on my end first so that I may correct it in our database and place it on the form. I am in need of that so that I am able to email you the correct form. I apologize for the misunderstanding.

SaBreana

SaBreana J. Hyche

Arkansas State Claims Commission
Administrative Analyst
101 East Capitol Ave., Suite 410
Little Rock, AR 72201
501-682-2819 (wk)
SaBreana.Hyche@arkansas.gov

From: Andrew Smith <andrew.smith@arkansasedc.com>
Sent: Monday, March 24, 2025 9:41 AM
To: SaBreana Hyche <SaBreana.Hyche@arkansas.gov>; ASCC New Claims <ASCC.New.Claims@arkansas.gov>
Cc: Keeona Watson <KWatson@ArkansasEDC.com>
Subject: RE: AEDC Check Re-issuance- Drew Smith

Morning SaBreana,

I wanted to follow up with you on this one as I was thinking that we ended last week on our call with the expectation that you would be emailing me the forms for the company to fill out for next steps in the process. I didn't see that I received these forms/email and wanted to make sure it didn't go to my junk mail.

Thank you in advance and my apologies if you've sent these already and I'm missing them.

Thank You,

Drew Smith

AEDC Business Finance Director
[Arkansas Economic Development Commission](#)
o. 501.682.7308 | m. [REDACTED]



From: SaBreana Hyche <SaBreana.Hyche@arkansas.gov>
Sent: Friday, March 21, 2025 1:29 PM
To: ASCC New Claims <ASCC.New.Claims@arkansas.gov>; Andrew Smith <andrew.smith@arkansasedc.com>
Cc: Keeona Watson <KWatson@ArkansasEDC.com>
Subject: RE: AEDC Check Re-issuance- Drew Smith

Mr. Smith or Ms. Watson,

I need either of you to give me a call at your earliest convenience regarding the reissuance of the Gainwell Technologies checks before the forms are emailed to you. My direct number is 501-682-2819.

Thank you,
SaBreana

SaBreana J. Hyche

Arkansas State Claims Commission
Administrative Analyst
101 East Capitol Ave., Suite 410
Little Rock, AR 72201
501-682-2819 (wk)
SaBreana.Hyche@arkansas.gov

From: ASCC New Claims
Sent: Thursday, March 20, 2025 9:36 AM
To: Andrew Smith <andrew.smith@arkansasedc.com>
Cc: Keeona Watson <KWatson@ArkansasEDC.com>; SaBreana Hyche <SaBreana.Hyche@arkansas.gov>
Subject: RE: AEDC Check Re-issuance- Drew Smith

Dear Mr. Smith,

I am working on completing reissuances today and tomorrow. I plan to have the documents we discussed created by tomorrow. However, please note that reissuances are a process. Reissuance forms are created, reviewed once by myself, again by SaBreana Hyche, who also

approves the forms to send. SaBreana Hyché is out of office today and will return on tomorrow. Per your request, I will email you the forms upon SaBreana's approval.

Contact this office with any questions.

Thank you,
Caitlin

Caitlin McDaniel

Administrative Specialist II

Arkansas State Claims Commission

101 East Capitol Avenue, Suite 410

Little Rock, Arkansas 72201

(501) 682-1619

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To: ASCC New Claims <ASCC.New.Claims@arkansas.gov>

Cc: Keeona Watson <KWatson@ArkansasEDC.com>

Subject: FW: AEDC Check Re-issuance- Drew Smith

Morning Caitlin,

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I apologize in advance for the continued contact. We've been asked to provide a follow-up. Thank you in advance for all your assistance with these!

Thank You,

Drew Smith

AEDC Business Finance Director

[Arkansas Economic Development Commission](#)

o. 501.682.7308 | m. [REDACTED]



From: Andrew Smith
Sent: Tuesday, March 11, 2025 1:48 PM
To: ASCC New Claims <ASCC.New.Claims@arkansas.gov>
Cc: Keeona Watson <KWatson@ArkansasEDC.com>
Subject: AEDC Check Re-issuance- Drew Smith

Afternoon Caitlin,

This is Drew Smith with AEDC, we just spoke on the phone regarding the two checks (\$910,297.00 & \$266,358.00) that we requested to have re-issued last week. If when you process those would you let me know via email here when we can come by and pick those up and we'd be happy to drop by.

Thanks again and it's been a pleasure working with you!

Thank You,

Drew Smith
AEDC Business Finance Director
[Arkansas Economic Development Commission](#)
o. 501.682.7308 | m. [REDACTED]



March 24, 2025

Gainwell Technologies LLC
c/o Beza Yimam
Treasury Department/AR State Refund
5615 High Point Drive
Irving, Texas 75038

(via email)

RE: **Claim No. 251337** – Reissuance of Check No. [REDACTED]

Dear Beza Yimam,

The Claims Commission received notification from the Arkansas Economic Development Commission that a check issued to you by the State of Arkansas was not deposited within 180 days of issuance. That check is now considered stale or out-of-date.

The Claims Commission processes the reissuance of out-of-date checks for the State of Arkansas.

To have the above-referenced check reissued, we need you to complete the enclosed form. Please review the enclosed form for correctness and, once you approve it, sign the complaint in the presence of a Notary Public and return it to our office to be processed.

It generally takes six to eight weeks for a new check to be reissued once we receive the enclosed form.

If you have any questions, please call and ask to speak with Caitlin McDaniel or me.

Sincerely,

Kathryn Irby

ES: cmcdaniel

Enclosure

ARKANSAS CLAIMS COMMISSION

(501)682-1619
(501)682-2823 FAX



arclaimscommission.arkansas.gov
ascc.new.claims@arkansas.gov

101 EAST CAPITOL AVENUE, SUITE 410
LITTLE ROCK, ARKANSAS 72201-3823

COMPLAINT

1. Claimant

Gainwell Technologies LLC

(title/last name/first name)

(email)

5615 High Point Drive

(address)

Irving

TX 75038-

(city)

(state) (zip)

(primary phone)

2. State Agency Involved

Arkansas Economic Development Commission

(state agency involved)

3. Claim Type

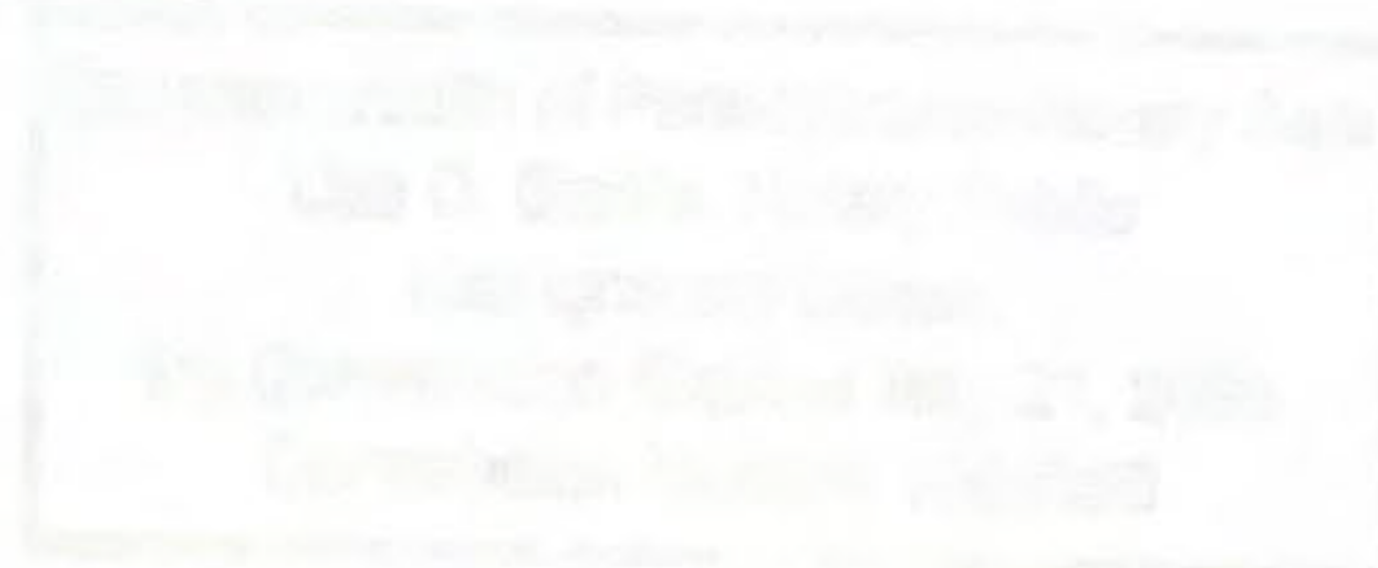
Reissuance of Warrant

This claim is being filed for the reissuance of warrant # [REDACTED] date 03-21-2023 payable to Gainwell Technologies LLC the amount of \$910,297.00 payable from the Arkansas Economic Development Commission. 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 March 6, 2025.

4. Amount Sought: \$910,297.00



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 Gainwell Technologies LLC (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.

STEPHEN C. COSTAUS
Name of Representative of Business Entity
(must be printed legibly)

Stephen C. Costaus
Signature of Representative

ACKNOWLEDGEMENT

State of Pennsylvania
County of Chester

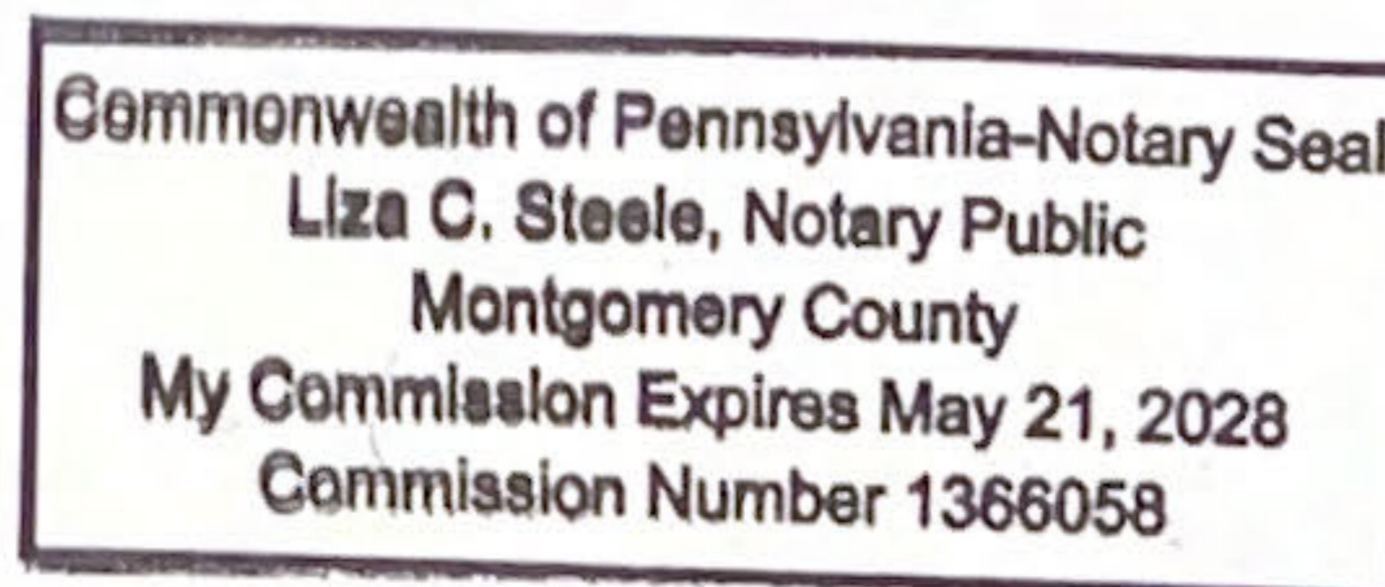
On this the 25th day of March, 2025, before me, the undersigned notary, personally appeared Stephen C. Costaus known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

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

Liza C. Steele
Signature of Notary Public

[seal of office]

My Commission Expires: May 21, 2028



ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619
FAX (501) 682-2823



KATHRYN IRBY
DIRECTOR

101 EAST CAPITOL AVENUE
SUITE 410
LITTLE ROCK, ARKANSAS
72201-3823

March 24, 2025

Gainwell Technologies LLC
c/o Beza Yimam
Treasury Department/AR State Refund
5615 High Point Drive
Irving, Texas 75038

(via email)

RE: **Claim No. 251337** – Reissuance of Check No. [REDACTED]

Dear Beza Yimam,

The Claims Commission received notification from the Arkansas Economic Development Commission that a check issued to you by the State of Arkansas was not deposited within 180 days of issuance. That check is now considered stale or out-of-date.

The Claims Commission processes the reissuance of out-of-date checks for the State of Arkansas.

To have the above-referenced check reissued, we need you to complete the enclosed form. Please review the enclosed form for correctness and, once you approve it, sign the complaint in the presence of a Notary Public and return it to our office to be processed.

It generally takes six to eight weeks for a new check to be reissued once we receive the enclosed form.

If you have any questions, please call and ask to speak with Caitlin McDaniel or me.

Sincerely,

Kathryn Irby

ES: cmcdaniel

Enclosure

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION**GAINWELL TECHNOLOGIES, LLC****CLAIMANT****V.****CLAIM NO. 251337****ARKANSAS ECONOMIC
DEVELOPMENT COMMISSION****RESPONDENT****ORDER**

This claim was filed by Gainwell Technologies, LLC (the “Claimant”) requesting reissuance of outdated warrant no. [REDACTED] (the “Warrant”) in the amount of \$910,297.00 payable from Arkansas Economic Development Commission.

The Arkansas State Claims Commission unanimously allows this claim in the amount of \$910,297.00 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
Dee Holcomb



ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair



ARKANSAS STATE CLAIMS COMMISSION
Sylvester Smith

DATE: April 3, 2025

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from transmission 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 transmission 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).