

# **February 2021**

# **Oral Argument**

# **Calendar**

# February 2021

## Motion Panel

**Judge Allison Jones, Presiding Judge  
Chief Judge Denise Clayton and  
Judge Irv Maze, Associate Judges**

## Kentucky Court of Appeals

### Oral Argument Calendar

Tuesday, February 16, 2021

Location: VIA VIDEO CONFERENCE

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11:00 AM  
(EST)

**DARWIN NATIONAL ASSURANCE COMPANY N/K/A ALLIED WORLD SPECIALTY  
INSURANCE COMPANY VS KENTUCKY STATE UNIVERSITY**

[2019-CA-1811](#)

**PJ: HON. IRV MAZE, HON. JAMES H. LAMBERT, HON. LARRY E THOMPSON**

Appeal from summary judgment and declaratory judgment regarding sufficiency of notice of claim to insurer. Applicability of the notice-prejudice rule to the terms of a claims-made-and-reported policy.

**FRANKLIN County, PHILLIP J. SHEPHERD**

Attorneys for Appellant: Bryan Todd Thompson, Chad Owens Propst and Ian Charles Baird Davis

Attorneys for Appellee: Erik David Peterson, Mendel Austin Mehr and Philip Gray Fairbanks

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**Tuesday, February 23, 2021**

Location: GRAYSON COUNTY JUDICIAL CENTER, 500 CARROLL GIBSON  
BLVD., LEITCHFIELD, KY

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**1:00 PM  
(CST)**

**FAITH ASHTON INDIVIDUALLY, ET AL VS A.A. A MINOR, BY AND THROUGH HER  
MOTHER AND NEXT FRIEND**

[2020-CA-0224](#)

**PJ: HON. JEFF S. TAYLOR, HON. JACQUELINE M. CALDWELL, J. CHRISTOPHER MCNEILL**

Whether teachers alleged wrongful acts were discretionary or ministerial for qualified immunity.

**JEFFERSON County, BRIAN C. EDWARDS**

Attorneys for Appellants: Dana Lucas Collins, Elisabeth Summers Gray and Mark Squires Fenzel

Attorney for Appellee: Albert Nicholas Naiser

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**1:45 PM  
(CST)**

**MICHAEL LEE GILES VS COMMONWEALTH OF KENTUCKY**

[2020-CA-0131](#)

**PJ: HON. JEFF S. TAYLOR, HON. JACQUELINE M. CALDWELL, J. CHRISTOPHER MCNEILL**

Whether circuit court properly denied appellant's motion to suppress evidence seized from search of vehicle.

**FAYETTE County, LUCY A. VANMETER**

Attorneys for Appellant: Emily Holt Rhorer and Kathleen Kallaher Schmidt

Attorneys for Appellee: Lou Anna Red Corn and Jenny Lynn Sanders

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**Friday, February 26, 2021**

Location: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,  
FRANKFORT, KY

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**1:30 PM  
(EST)**

**NORTON HEALTHCARE, INC. VS JOYCE TURNER**

**[2019-CA-0328](#)**

**PJ: J. CHRISTOPHER MCNEILL, HON. JAMES H. LAMBERT, HON. JEFF S. TAYLOR**

**JEFFERSON County**

Attorneys for Appellant: Amir John Nahavandi, Donna King Perry, Jeremy Stuart Rogers and Robert Charles Rives, IV

Attorneys for Appellee: Jeremiah Wesley Reece and Paul Stewart Abney

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