

**UPDATED: 6/4/2019**

**JULY 2019**

**ORAL ARGUMENT**

**CALENDAR**

**06/04/2019**

**JULY, 2019**

**JULY 09, 2019                      11:00 A.M. (ET) – COURT MEETING**

**JULY 09, 2019                      2:00 P.M. (ET) – MOTION PANEL**

**PHONE NUMBERS WHERE PANEL MEMBERS CAN BE REACHED WHEN ORAL ARGUMENTS SCHEDULED:**

**FRANKFORT (Franklin County) – Contact Patricia Brauer /Sam Givens – (502) 573-7920  
HENDERSON (Henderson County)- Contact Marilyn - (270) 827-1295**

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,  
FRANKFORT, KENTUCKY**

**DATE: Friday, July 12, 2019**

01:30 PM PJ: MAZE, HON. IRV

GOODWINE, HON. PAMELA R

LAMBERT, HON. JAMES H.

2018CA001560

**LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT v THE COURIER-JOURNAL,  
INC.**

Appeal from declaratory judgment holding that Metro's business incentive proposal was subject to disclosure under the Open Records Act. Whether business's exclusion of Metro from list of finalists constitutes final action for purposes of the exception for preliminary documents. Whether proposal retained its preliminary exemption because it contained recommendations and negotiations.

CIVIL

JEFFERSON COUNTY

HON SUSAN SCHULTZ GIBSON

Appellant Atty:

Appellant Name:

TAYLOR, ANNALE

LOUISVILLE/JEFFERSON COUNTY METRO  
GOVERNMENT

Appellee Atty:

Appellee Name:

BURKE, JESSICA

KENTUCKY CABINET FOR ECONOMIC  
DEVELOPMENT

ABATE, MICHAEL

THE COURIER-JOURNAL, INC.

AIKIN, ANDREA

FLEISCHAKER, JON

**\*\* NOTE:\*PREVIOUSLY AT 3:00 PM; SAME DATE AND LOCATION.**

02:15 PM PJ: MAZE, HON. IRV

GOODWINE, HON. PAMELA R

LAMBERT, HON. JAMES H.

2018CA000771

**CARLA SKARUPA v OWENSBORO HEALTH HEALTHPARK**

Appeal from adverse jury verdict in malpractice case. Whether the separation of witnesses rule in KRE 615 prohibits an expert witness from reviewing the opposing expert's deposition prior to testifying. Denial of motion for d/v.

CIVIL

DAVIESS COUNTY

HON JOSEPH W CASTLEN

Appellant Atty:

Appellant Name:

ANDERSON, DAVID

SKARUPA, CARLA

YOUNG, ROBERT

Appellee Atty:

Appellee Name:

MONHOLLEN, PHILLIP

OWENSBORO HEALTH HEALTHPARK

SHEFFER, RONALD

**\*\* NOTE:**

**LOCATION: HENDERSON COUNTY JUDICIAL CENTER, CIRCUIT COURTROOM  
300, 5 NORTH MAIN STREET, HENDERSON, KENTUCKY**

**DATE: Tuesday, July 23, 2019**

11:00 AM PJ: TAYLOR, HON. JEFF S. DIXON, HON. DONNA L. SPALDING, HON. JONATHAN R.

2018CA000023 MICHELLE PHILLIPS v CIRCLE T. COAL

2018CA000886

2018-CA-000023-whether circuit court erred granting appellees' motion to dismiss pursuant to cr 41.02 and 41.03. 2018-CA-000886-whether circuit court erred by granting motion to dismiss for failure to state a claim.

CIVIL HOPKINS COUNTY HON JAMES C. BRANTLEY

Appellant Atty:

HOLLOWAY, WENDELL

Appellant Name:

PHILLIPS, MICHELLE

Appellee Atty:

BAUGHMAN, BRENT  
WASHBURN, RACHEL  
WILSON, STEVEN

Appellee Name:

CIRCLE T. COAL

MUDD, JESSE

CRUNK, GEORGE

\*\* NOTE:

01:30 PM PJ: TAYLOR, HON. JEFF S. DIXON, HON. DONNA L. SPALDING, HON. JONATHAN R.

2018CA001092 BLUE EQUITY HOLDINGS KENTUCKY, LLC v COBALT RIVERFRONT PROPERTIES, LLC

Whether circuit court erred by granting appellee's motion to dismiss appellants' petition for judicial dissolution of Cobalt Riverfront Properties, LLC.

CIVIL JEFFERSON COUNTY HON MITCHELL PERRY

Appellant Atty:

COX, JOHN

Appellant Name:

BLUE EQUITY HOLDINGS KENTUCKY, LLC

Appellee Atty:

LINKER, ALAN  
WATSON, LYNN

Appellee Name:

COBALT RIVERFRONT PROPERTIES, LLC

\*\* NOTE:

**LOCATION: HENDERSON COUNTY JUDICIAL CENTER, CIRCUIT COURTROOM  
300, 5 NORTH MAIN STREET, HENDERSON, KENTUCKY**

**DATE: Tuesday, July 23, 2019**

**02:15 PM PJ: SPALDING, HON. JONATHAN R. DIXON, HON. DONNA L. TAYLOR, HON. JEFF S.  
2018CA000891 RHONDA KEENEY v BILLY TRENT CONSTRUCTION, LLC**

|                        |                     |                                      |
|------------------------|---------------------|--------------------------------------|
| <b>CIVIL</b>           | <b>SCOTT COUNTY</b> | <b>HON PAUL F ISAACS</b>             |
| <u>Appellant Atty:</u> |                     | <u>Appellant Name:</u>               |
| <b>HOWARD, DOUGLAS</b> |                     | <b>KEENEY, RHONDA</b>                |
| .....                  |                     |                                      |
| <u>Appellee Atty:</u>  |                     | <u>Appellee Name:</u>                |
| <b>WEINBERG, DAVID</b> |                     | <b>BILLY TRENT CONSTRUCTION, LLC</b> |
| .....                  |                     |                                      |

**\*\* NOTE:**

**03:00 PM PJ: SPALDING, HON. JONATHAN R. DIXON, HON. DONNA L. TAYLOR, HON. JEFF S.  
2018CA001282 DEBRA LEE KELLY v MARK D. KELLY**

|                          |                     |                              |
|--------------------------|---------------------|------------------------------|
|                          | <b>BOONE COUNTY</b> | <b>HON LINDA R. BRAMLAGE</b> |
| <u>Appellant Atty:</u>   |                     | <u>Appellant Name:</u>       |
| <b>KNOEBEL, WILLIAM</b>  |                     | <b>KELLY, DEBRA</b>          |
| .....                    |                     |                              |
| <u>Appellee Atty:</u>    |                     | <u>Appellee Name:</u>        |
| <b>SCHAFFNER , TASHA</b> |                     | <b>KELLY, MARK</b>           |
| .....                    |                     |                              |

**\*\* NOTE:**

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,  
FRANKFORT, KENTUCKY**

**DATE: Tuesday, July 30, 2019**

**01:00 PM PJ: THOMPSON, HON. LARRY E.**

**ACREE, HON. GLENN E.**

**TAYLOR, HON. JEFF S.**

**2018CA001096**

**THE CHRIST HOSPITAL CORPORATION, INC. v SAINT ELIZABETH MEDICAL CENTER, INC.**

The Circuit Courts interpretation of KRS 216B.010. Wherein the Cabinet for Health & Family Services is to perform any certification of need awarded by the Cabinet and too by striking down a certificate of need regulation promulgated by the cabinet to balance the healthcare needs of rural and urban areas.

**CIVIL**

**FRANKLIN COUNTY**

**HON THOMAS D. WINGATE**

Appellant Atty:

Appellant Name:

**BEATON, BENJAMIN**

**THE CHRIST HOSPITAL CORPORATION, INC.**

**HINKLE, LISA**

**SHAUGHNESSY, CHRISTOPHER**

Appellee Atty:

Appellee Name:

**BESHEAR, ANDREW**

**COMMONWEALTH OF KENTUCKY**

**GAREN, JOHN**

**GAREN, JOHN**

**DIRR, DAVID**

**SAINT ELIZABETH MEDICAL CENTER, INC.**

**GUILFOYLE, MARK**

**KLEIN, MATHEW JR**

**KLEINERT, MATTHEW**

**THE SECRETARY FOR THE KENTUCKY  
CABINET**

**\*\* NOTE:**