

UPDATED: 4/7/2016

MAY 2016

ORAL ARGUMENT

CALENDAR

Updated 04/07/2016

MAY, 2016

May 4, 2016

2:15 PM (ET)- MOTION PANEL, JUDGE DEBRA LAMBERT, PRESIDING JUDGE, JUDGE JOY KRAMER, AND JUDGE KELLY THOMPSON, ASSOCIATE JUDGES.

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

**FRANKFORT (FRANKLIN CO.) – Contact Patricia Brauer- (502) 573-7920
LOUISVILLE (JEFFERSON CO.) – Contact Danae Bransford- (502) 595-3440**

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Tuesday, May 10, 2016

10:30 AM PJ: THOMPSON, HON. KELLY

ACREE, HON. GLENN E.

LAMBERT, HON. JAMES H.

2015CA000449 THE PETITION COMMITTEE, ACTING BY AND THROUGH A MAJORITY v BOARD OF EDUCATION OF JOHNSON COUNTY, KENTUCKY

Appeal from denial of challenge of property tax increase. The circuit court ruled that the petition did not meet the statutory requirements necessary to submit the issue for popular vote.

CIVIL JOHNSON COUNTY

HON JOHN DAVID PRESTON

Appellant Atty:

Appellant Name:

SPARKS, NELSON

THE PETITION COMMITTEE, ACTING BY AND THROUGH A MAJORITY

Appellee Atty:

Appellee Name:

OSBORNE, KEVIN

BOARD OF EDUCATION OF JOHNSON COUNTY, KENTUCKY

SCHMITT, MICHAEL

ENDICOTT, MICHAEL

HOLBROOK, SALLEE

**** NOTE:**

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

DATE: Tuesday, May 24, 2016

01:00 PM PJ: MAZE, HON. IRV

COMBS, HON. SARA W.

LAMBERT, HON. DEBRA HEMBREE

2015CA000499

NORMAN TAYLOR CRAIN v HARDIN COUNTY WATER DISTRICT NO. 2

Appeal from order permitting condemnation and exercise of eminent domain by local water district over Appellant's farm. Whether the water district negotiated in good faith, and therefore, whether condemnation was an available remedy; whether an agricultural conservation easement over the property prevented condemnation; whether the Prior Public Use Doctrine prohibits condemnation. Appellants request oral argument.

CIVIL

HARDIN COUNTY

HON KELLY MARK EASTON

Appellant Atty:

PRESTON, DWIGHT

Appellant Name:

CRAIN, NORMAN

Appellee Atty:

**BRAUN, MONICA
ROYSE, DAVID
TALLEY, DAMON**

Appellee Name:

HARDIN COUNTY WATER DISTRICT NO. 2

QUARLES, CLINTON

**PURCHASE OF AGRICULTURE
CONSERVATION EASEMENT**

**** NOTE:**

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

DATE: Wednesday, May 25, 2016

01:30 PM PJ: JONES, HON. ALLISON E.

KRAMER, HON. JOY A.

TAYLOR, HON. JEFF S.

2015CA000385 DAPPLE STUD, LLC v KENNETH L. RAMSEY

2015CA000592

Civil; Consolidated appeal where former co-manager of LLC used name of company to consign horses for Appellees and kept proceeds of the consignment. Appellant argues these were unauthorized consignments that Appellant had no knowledge of and, therefore, appeals the trial court's granting of summary judgment.

CIVIL FAYETTE COUNTY

HON ERNESTO M. SCORSONE

Appellant Atty:

Appellant Name:

BULLOCK, THOMAS
LADD, GREGORY
STINETORF, J

DAPPLE STUD, LLC

Appellee Atty:

Appellee Name:

FAUGHN, DAVID
HURLEY, MICHELLE
MEUSER, MICHAEL

RAMSEY, KENNETH

** NOTE:

02:15 PM PJ: JONES, HON. ALLISON E.

KRAMER, HON. JOY A.

TAYLOR, HON. JEFF S.

2015CA000398 KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC. v KENTUCKY PUBLIC SERVICE COMMISSION

Civil; Whether the trial court erred when it affirmed the decision of the Kentucky Public Service Commission approving a power purchase contract between an electric utility company and the developer of a proposed biomass electric generation facility pursuant to KRS 278.271.

CIVIL FRANKLIN COUNTY

HON THOMAS D. WINGATE

Appellant Atty:

Appellant Name:

BOEHM, KURT
COHN, JODY
KURTZ, MICHAEL

KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

Appellee Atty:

Appellee Name:

GISH, KENNETH JR
OVERSTREET, MARK

KENTUCKY POWER COMPANY

BEYER, JONATHAN
NGUYEN, QUANG
RAFF, RICHARD

KENTUCKY PUBLIC SERVICE COMMISSION

** NOTE:

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

DATE: Wednesday, May 25, 2016

03:00 PM PJ: JONES, HON. ALLISON E.

KRAMER, HON. JOY A.

TAYLOR, HON. JEFF S.

2015CA000407 WILGREENS, LLC v DAVID O'NEILL

Civil; Appeal of opinions of the Kentucky Board of Tax Appeals and Fayette Circuit Court upholding the Property Valuation Administrator's assessment of the pharmacy property.

CIVIL FAYETTE COUNTY HON THOMAS L CLARK

Appellant Atty:

WHITTINGTON, MICHELE

Appellant Name:

WILGREENS, LLC

Appellee Atty:

BURNS, ERIN

SOMMER, MARK

TURPIN, MARTHA

VIMONT, RICHARD

Appellee Name:

**FAYETTE COUNTY PROPERTY VALUATION
ADMINISTRATOR**

KENTUCKY RTAIL FEDERATION INC.

O'NEILL, DAVID

**** NOTE:**

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

DATE: Thursday, May 26, 2016

09:30 AM PJ: TAYLOR, HON. JEFF S.

JONES, HON. ALLISON E.

KRAMER, HON. JOY A.

2014CA001851 MADISON I. PHILLIPS v TOUCHSTONE PROPERTIES, LLC

Whether circuit court erred by granting summary judgment in favor of appellees thereby dismissing appellant's complaint.

CIVIL FAYETTE COUNTY

HON ERNESTO M. SCORSONE

Appellant Atty:

Appellant Name:

BILLINGS, JOHN
THACKER, CHRISTOPHER

PHILLIPS, MADISON

Appellee Atty:

Appellee Name:

TRAVIS, THOMAS

DENT, GABRIEL

LEE, JOSEPH

ORR, JASON

GREEN, RONALD
INMAN, JAMES

TOUCHSTONE PROPERTIES, LLC

** NOTE:

10:15 AM PJ: TAYLOR, HON. JEFF S.

JONES, HON. ALLISON E.

KRAMER, HON. JOY A.

2015CA000541 TERRY FARMER v COMMONWEALTH OF KENTUCKY EXECUTIVE BRANCH ETHICS
COMMISSION

Whether circuit court erred in its Opinion and Order affirming an administrative decision of the Executive Branch Ethics Commission that appellant violated KRS 11A.020(1) and KRS 11A.040(1).

CIVIL FRANKLIN COUNTY

HON THOMAS D. WINGATE

Appellant Atty:

Appellant Name:

FAURI, PAUL

FARMER, TERRY

Appellee Atty:

Appellee Name:

GABHART, KATHRYN

EXECUTIVE BRANCH ETHICS COMMISSION,
COMMONWEALTH OF KENTUCKY

STEFFEN, JOHN

** NOTE:

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

DATE: Thursday, May 26, 2016

11:00 AM PJ: TAYLOR, HON. JEFF S.

JONES, HON. ALLISON E.

STUMBO, HON. JANET L.

2015CA000225

STEPHEN ROBERTS NUNN v COMMONWEALTH OF KENTUCKY

Whether circuit court erred by determining that trial counsel was not ineffective in representing to appellant the effect of his guilty plea; and whether circuit court erred by determining trial counsel was not acting under a conflict of interest.

FAYETTE COUNTY

HON PAMELA R GOODWINE

Appellant Atty:

Appellant Name:

BURKE, DENNIS

NUNN, STEPHEN

DOLAN, KRISTA

STAPLES, AMY

Appellee Atty:

Appellee Name:

MOORE, JASON

COMMONWEALTH OF KENTUCKY

**** NOTE:**