

March 2021

Oral Argument Calendar

March 2021 Motion Panel

Judge Kelly Thompson, Presiding Judge

**Judges Joy Kramer and James Lambert,
Associates Judges**

Kentucky Court of Appeals

Oral Argument Calendar

Tuesday, March 23, 2021

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

**1:00 PM
(EST)**

JOHN BYRNES VS KENTUCKY FARM BUREAU INSURANCE COMPANY

[2019-CA-1790](#)

PRESIDING JUDGE: HON. JEFF S. TAYLOR

ASSOCIATE JUDGES: HON. ALLISON E. JONES AND HON. IRV MAZE

Whether circuit court properly granted Farm Bureau's motion for judgment on the pleadings after determining that Byrnes was not entitled to reasonable attorney's fees upon reimbursement of BRB from the liability carrier to Farm Bureau.

JEFFERSON County HON. BARRY WILLETT

Attorney for Appellant: Jeffrey Allan Sexton

Attorney for Appellee: Brian David Stempien

**1:45 PM
(EST)**

DECEMBER FARM INTERNATIONAL, LLC VS DECEMBER ESTATE, LLC

[2019-CA-0983](#)

PRESIDING JUDGE: HON. ALLISON E. JONES

ASSOCIATE JUDGES: HON. IRV MAZE AND HON. JEFF S. TAYLOR

This appeal arises from a dispute over the express terms over an easement agreement. The agreement concerned a road for horse trailers and other similar vehicles, and allowed the appellee and owner of the servient state, December Estate, to relocate the road. December Estate sought reimbursement from December Farm, and December Farm argues pursuant to the agreement, December Estate must pay for the cost of relocation. The trial court granted summary judgment to December Estate.

SCOTT County HON. PAUL ISSACS

Attorneys for Appellant: Elizabeth Catesby Woodford and Michael David Meuser

Attorneys for Appellee: Charles Thomas Ezzell, Matthew Warren English and Richard Alan Getty

Tuesday, March 23, 2021

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

2:15 PM
(EST)

**TIMOTHY BRADLEY YATES JR AS EXECUTOR FOR AND ON BEHALF OF THE ESTATE
OF DOROTHY J. VS BLUEGRASS LAND TITLE, LLC**

[2020-CA-0014](#)

PRESIDING JUDGE: HON. IRV MAZE

ASSOCIATE JUDGES: HON. ALLISON E. JONES AND HON. JEFF S. TAYLOR

Appeal from dismissal of complaint alleging tortious interference with right to receive
sale proceeds arising from a partition agreement sent to sale agent prior to closing.

JEFFERSON County HON. AUDRA ECKERLE

Attorney for Appellant: Jon Gregory Joyner

Attorneys for Appellee: Jonathan H Matthews and Parker Matthew Wornall

Thursday, March 25, 2021

Location: VIA VIDEO CONFERENCE

**11:00 AM
(EST)**

**KENNETH D. PARRISH DMD, PH.D., P.S.C., ET AL VS ROBERT SCHROERING DMD,
ET AL**

[2019-CA-0634](#)

PRESIDING JUDGE: HON. DENISE G. CLAYTON

ASSOCIATE JUDGES: HON. PAMELA R GOODWINE AND HON. JOY A. KRAMER

Appeal and cross-appeal of appraisal process outlined a partnership agreement upon the retirement of one of the parties; issues include failure to enforce appraisal process, erroneous jury instructions, failure to grant D.V.; failure to award all expenses.

JEFFERSON County, HON. ANN BAILEY SMITH

Attorneys for Appellant: Chadwick Aaron McTighe, Charles J Cronan, IV, Michael Wayne Oylar and Ridley M Sandidge, JR.

Attorneys for Appellee: Gregory Y Neal, Jamie Kristin Neal, Kevin Crosby Burke and Taylor Purnell Sorrels
