

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

70. KENNETH W. GOBEN v. COMMONWEALTH OF KENTUCKY [2018-CA-0573-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE K. THOMPSON
ACREE, J. (CONCURS) AND CALDWELL, J. (CONCURS)
71. MATTHEW MURPHY, ET AL. v. SANDRA LARUE [2019-CA-0103-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION DISMISSING BY JUDGE COMBS
LAMBERT, J. (CONCURS) AND K. THOMPSON, J. (CONCURS IN RESULT ONLY)
72. WILLIAM BOYER v. COMMONWEALTH OF KENTUCKY [2019-CA-0331-MR](#) WARREN
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE COMBS
CALDWELL, J. (CONCURS) AND L. THOMPSON, J. (CONCURS)
73. KELLY SHAY NEAL v. KENTUCKY RETIREMENT SYSTEMS, ET AL. [2019-CA-0786-MR](#) FRANKLIN
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE JONES
CLAYTON, C.J. (CONCURS) AND DIXON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

74. LINDA RICHARDSON NEACE v. [2019-CA-0792-MR](#) BREATHITT
KENNETH SCOTT COOMER **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE CALDWELL**
- KRAMER, J. (CONCURS) AND
MAZE, J. (CONCURS)
75. REBA SLONE v. [2019-CA-0884-MR](#) FLOYD
EQT PRODUCTION COMPANY [2019-CA-1115-MR](#)
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE TAYLOR**
- MAZE, J. (CONCURS) AND
K. THOMPSON, J. (CONCURS)
76. ASTEN TAPP, ET AL. v. [2019-CA-0894-ME](#) DAVIESS
PAUL A. GARNER, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE K. THOMPSON**
- CLAYTON, C.J. (CONCURS) AND
MAZE, J. (CONCURS)
77. KEVIN BAILEY, ET AL. v. [2019-CA-0979-MR](#) SPENCER
BLUE GRASS ENERGY **NOT TO BE PUBLISHED**
COOPERATIVE CORPORATION
- OPINION AND ORDER DISMISSING BY JUDGE TAYLOR**
- DIXON, J. (CONCURS) AND
GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

78. FERRIS WHITAKER v. [2019-CA-1217-MR](#) KENTON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION REVERSING AND
REMANDING BY CHIEF JUDGE
CLAYTON**
- COMBS, J. (CONCURS) AND
JONES, J. (DISSENTS AND FILES
SEPARATE OPINION)
79. LONNIE HARRIS v. [2019-CA-1293-MR](#) MUHLENBERG
JENNY ZIRKLEBACH, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
JONES**
- ACREE, J. (CONCURS) AND
K. THOMPSON, J. (CONCURS)
80. CYNTHIA HAYES, AS EXECUTRIX OF [2019-CA-1343-MR](#) JEFFERSON
THE ESTATE OF DONNA ANN HAYES **NOT TO BE PUBLISHED**
v.
COLGATE-PALMOLIVE COMPANY,
ET AL.
- OPINION AFFIRMING IN PART,
REVERSING IN PART, AND
REMANDING BY JUDGE KRAMER**
- CLAYTON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)
81. MAMA DIALLO v. [2019-CA-1438-MR](#) CAMPBELL
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
CALDWELL**
- KRAMER, J. (CONCURS) AND
MAZE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

82. TERRY JENKINS v. COMMONWEALTH OF KENTUCKY
OPINION AFFIRMING BY JUDGE JONES
CLAYTON, C.J. (CONCURS) AND DIXON, J. (CONCURS)
- [2019-CA-1464-MR](#)
[2019-CA-1466-MR](#)
NOT TO BE PUBLISHED
- HARLAN
83. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES v. REBECCA YEAGER, AS NEXT FRIEND OF EMAREE YEAGER
OPINION REVERSING AND REMANDING BY JUDGE MCNEILL
CALDWELL, J. (CONCURS AND JOINS CONCURRING OPINION BY JUDGE MAZE) AND MAZE, J. (CONCURS AND FILES SEPARATE OPINION)
- [2019-CA-1500-MR](#)
NOT TO BE PUBLISHED
- FRANKLIN
84. THOMAS R. ELZA, JR. v. COMMONWEALTH OF KENTUCKY
OPINION AFFIRMING BY JUDGE DIXON
KRAMER, J. (CONCURS) AND LAMBERT, J. (CONCURS)
- [2019-CA-1616-MR](#)
NOT TO BE PUBLISHED
- LAUREL
85. DAVID WARSOW, ET AL. v. KENTUCKY FARM BUREAU INSURANCE AGENCY, INC.
OPINION AFFIRMING BY JUDGE COMBS
LAMBERT, J. (CONCURS) AND K. THOMPSON, J. (CONCURS)
- [2019-CA-1859-MR](#)
NOT TO BE PUBLISHED
- GRAVES

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

86. D. H. v. [2020-CA-0029-ME](#) JEFFERSON
COMMONWEALTH OF KENTUCKY, [2020-CA-0127-ME](#)
CABINET FOR HEALTH AND FAMILY **NOT TO BE PUBLISHED**
SERVICES; ET AL.
- OPINION AFFIRMING BY JUDGE COMBS**
- ACREE, J. (CONCURS) AND
L. THOMPSON, J. (CONCURS)
87. BRANDI CAFFEE v. [2020-CA-0102-MR](#) JEFFERSON
CHRISTOPHER WATERS, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KRAMER**
- DIXON, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
88. B. N. W. v. [2020-CA-0412-ME](#) OWEN
CABINET FOR HEALTH AND FAMILY [2020-CA-0413-ME](#)
SERVICES, COMMONWEALTH OF [2020-CA-0414-ME](#)
KENTUCKY; ET AL. [2020-CA-0415-ME](#)
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE JONES**
- LAMBERT, J. (CONCURS) AND
K. THOMPSON, J. (CONCURS)
89. COMMONWEALTH OF KENTUCKY v. [2020-CA-0467-MR](#) ROCKCASTLE
STEVEN CAMERON [2020-CA-0594-MR](#)
NOT TO BE PUBLISHED
- OPINION REVERSING AND REMANDING BY JUDGE L. THOMPSON**
- CALDWELL, J. (CONCURS) AND
COMBS, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

90. LHC GROUP, INC. v. ELIZABETH FLOYD, ET AL.	2020-CA-1453-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
OPINION AFFIRMING BY JUDGE DIXON		
KRAMER, J. (CONCURS) AND LAMBERT, J. (CONCURS)		

ORDERS DISMISSING

B. L. v. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY; ET AL.	2020-CA-1333-ME 2020-CA-1334-ME	PENDLETON
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Entered: JANUARY 25, 2021

MEGAN L. CASH (NOW VALDEZ) v. STEPHEN ASHLEY CASH	2020-CA-1588-MR	MCCREARY
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Entered: JANUARY 25, 2021

THE COURIER-JOURNAL, INC. v. LOUISVILLE METRO POLICE DEPARTMENT	2020-CA-1209-MR	JEFFERSON
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Entered: JANUARY 25, 2021

DAVID CONSTRUCTION, INC.; ET AL. v. LT PARKER, LLC	2020-CA-1341-MR	JEFFERSON
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Entered: JANUARY 25, 2021

SKYWAY TOWERS, LLC; ET AL. v. HON. BRIAN PRIVETT, JUDGE, SCOTT CIRCUIT COURT	2020-CA-1605-OA	SCOTT
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Entered: JANUARY 25, 2021

KENTUCKY COURT OF APPEALS

JANUARY 29, 2021 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

VANTONIO THOMAS v. HON.
REBECCA K. PHILLIPS, JUDGE, ELLIOTT
CIRCUIT COURT

[2020-CA-1274-OA](#)

ELLIOTT

Entered: JANUARY 21, 2021

ENCOMPASS HEALTH REHABILITATION
HOSPITAL OF CARDINAL HILL, LLC
D/B/A CARDINAL HILL REHABILITATION
HOSPITAL; ET AL. v. HON.
ERNESTO SCORSONE, JUDGE, FAYETTE
CIRCUIT COURT

[2020-CA-1440-OA](#)

FAYETTE

Entered: JANUARY 25, 2021

ORDERS DENYING MOTION TO REINSTATE

WILLIAM WALKER v.
HON. JOHN GRISE, JUDGE, WARREN CIRCUIT
COURT

[2007-CA-1237-OA](#)

WARREN

Entered: JANUARY 22, 2021

WILLIAM B. WALKER v. HON. JOHN
GRISE, JUDGE, WARREN CIRCUIT COURT

[2006-CA-0319-OA](#)

WARREN

Entered: JANUARY 22, 2021